

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION**

COURTHOUSE NEWS SERVICE,

Plaintiff,

v.

RYAN BOYCE, in his official capacity as  
Director of the North Carolina Administrative  
Office of the Courts; MICHELLE BALL, in  
her official capacity as Clerk of Superior  
Court of Johnston County; RENEE  
WHITTENTON, in her official capacity as  
Clerk of Superior Court of Harnett County;  
and CLAUDIA CROOM, in her official  
capacity as Clerk of Superior Court of Wake  
County,

Defendants.

Case No.: 5:23-cv00280-FL

**DECLARATION OF RICH IVEY IN SUPPORT OF  
COURTHOUSE NEWS SERVICE'S MOTION FOR  
SUMMARY JUDGMENT**

I, Rich Ivey, declare and state, under penalty of perjury, as follows:

1. I am a reporter for Courthouse News Service ("CNS"), a nationwide news service and the plaintiff in this case. I cover several North Carolina courts. I have worked continuously for CNS since February 2009. I make this declaration in support of CNS' Motion for Summary Judgment. I have personal knowledge of the following facts, except where otherwise stated, and would and could testify to them if called as a witness.

2. I was hired by CNS in February 2009 to help with coverage of North Carolina Superior Courts, North Carolina Federal Courts and online news writing. I currently cover newly-filed, non-confidential complaints filed in almost 40 North Carolina Superior Courts, including those filed in Wake, Johnston and Harnett counties. I also cover new, non-confidential complaints filed in the United States District Court for the Eastern District of North Carolina.

Since October 2014, when not on vacation or otherwise unable to work, I have covered between 30 and 70 counties and the U.S. District Court for the Eastern District of North Carolina every court day. Since my hiring as a CNS reporter in February 2009, I have also regularly written articles for the CNS website.

3. When I began my work for CNS, the North Carolina courts I covered were exclusively paper-filing courts. In February 2023, Wake, Lee, Harnett, and Johnston counties began mandatory e-filing. Since then, additional counties in North Carolina have been transitioning to mandatory e-filing. It is my understanding that all North Carolina counties will have transitioned to mandatory e-filing by October 2025. As a result of my coverage of North Carolina courts, I am thoroughly familiar with public access to new general civil litigation complaints, and barriers to that access, in the counties I cover, including Wake, Lee and Harnett counties.

4. Every day on which courts are open (every “court day”), unless I am on vacation or otherwise unable to work, I prepare a report on new Superior Court civil complaints in the counties I cover for the *CNS Triangle Area* and *CNS Greater North Carolina* reports. I am the primary reporter writing the *CNS Triangle Area* report. The *CNS Greater North Carolina* report includes 82 counties; I cover 33 of them. For mandatory e-filing counties, I review new civil complaints using the North Carolina Judicial Branch eCourts Portal [<https://portal-nc.tylertech.cloud/Portal/>]. However, I am only able to see complaints after court staff have processed them. Post-processing access has caused various degrees of delays in Wake, Lee, and Harnett (as well as other counties, including Mecklenburg) since mandatory e-filing began.

5. I search for new Superior Court complaints in Wake, Harnett and Johnston Counties daily using the “Smart Search” feature of the North Carolina Judicial Branch eCourts

Portal. Counties are searched individually through the “wildcard” method, and then each Superior Court file is inspected to see if it is applicable to the *CNS Triangle Area* and *CNS Greater North Carolina* reports--typically if the defendant includes a business or is otherwise newsworthy. Then, I download a .pdf of the complaint and enter its file number, date, parties, attorneys and a short summary into Courthouse News Service’s DataLocker program. This process continues throughout the day, including after courts close at 5 PM, and often until 6:15 PM. Once the information from these three courts is logged, it is compiled with the other counties on eCourts, complaints physically gathered and scanned in non-eCourts counties, Federal Court information taken from the U.S. Government’s PACER website and basic docket information gathered from the statewide AOC (or VCAP) system to create and publish the *CNS Triangle Area* and *CNS Greater North Carolina* reports. Barring vacation, illness or holiday court closures, this process is repeated every Monday through Friday.

6. My co-workers and I have tracked delays in the mandatory e-file North Carolina Superior Courts since the State began its process of transitioning filings online in February 2023. I have provided that information to CNS’s Adam Angione.

7. Examples of newsworthy new complaints delayed by Defendants’ no-access-before-processing policy include:

a. *Stein v. Moore*, No. 24CV039723-910 (Wake County) – incoming North Carolina Governor-elect (and then-current Attorney General) Josh Stein and outgoing Governor Roy Cooper filed a lawsuit to overturn recent changes to Board of Elections appointments. The Complaint was filed on December 12, 2024. Both myself and another CNS reporter, Sydney Haulenbeek, were online tracking at the time it was filed and would have seen it if it was made available in Portal. Further, we became aware of the lawsuit less than an hour after it



was filed because of an email from the Attorney General's Office announcing the legal action. However, we were unable to view the Complaint and verify its filing or objectively report on its contents. The Complaint was not made publicly available until December 13, 2024. It does not contain any redactions or confidential information. Copies of the first page of the Complaint reflecting the date stamp of December 12, 2024 and of the docket sheet showing an incorrect filing date and "created" date of December 13, 2024 are attached as **Composite Exhibit 1**.

b. *Estate of Hailey Kaye Brookes v. Glass*, No. 23CV008736-910 (Wake County) – an eleven-year-old child was struck and killed by an allegedly improperly maintained vehicle driven by an individual with a history of recent traffic citations in the Raleigh Christmas Parade. Hailey's parents sued the driver, the company whose float he was pulling, and multiple entities involved in organizing the parade. The time stamp on the Complaint indicates that it was filed on April 14, 2023. However, the Complaint did not become publicly available until April 17, 2023. The Complaint does not contain any redactions or confidential information. Copies of the first page of the Complaint reflecting the date stamp of April 14, 2023 and of the docket sheet showing an incorrect filing date and "created" date of April 17, 2023 are attached as **Composite Exhibit 2**.

c. *Estate of Shanquella Robinson v. U.S. Dep't of State, Fed. Bureau of Investigation, et. al.*, No. 24CV050336-590 (Mecklenburg County) – the estate of a woman who was killed while on vacation in Mexico in 2022 sued 6 individuals (known as the "Cabo Six") who were involved in the attack on her as well as the FBI for its failure to disclose documents pertaining to the incident. The Complaint file stamp indicates it was filed on October 28, 2024. However, the Complaint did not become publicly available until October

29, 2024. The Complaint does not contain any redactions or confidential information. Copies of the first page of the Complaint reflecting the date stamp of October 28, 2024 and of the docket sheet showing a “created date” and “assigned date” of October 29, 2024 are attached as **Composite Exhibit 3**.

d. *Wallin v. Rex Healthcare, Inc., d/b/a NC Health*, No. 24CV039915-910 (Wake County) – an employee sued Rex Healthcare, which is part of the University of North Carolina Health Care System, over the denial of her religious exemption request and subsequent termination for failure to comply with the hospital’s COVID-19 vaccination policy. The time stamp on the Complaint indicates that it was filed on December 15, 2024. However, the Complaint did not become publicly available until December 16, 2024. The Complaint does not contain any redactions or confidential information. Copies of the first page of the Complaint reflecting the date stamp of December 15, 2024 and of the docket sheet showing an incorrect filing date and “created date” of December 16, 2024 are attached as **Composite Exhibit 4**.

e. *Old School Productions, LLC v. PBS North Carolina*, No. 23CV006379-910 (Wake County) – the producer of a local politics show *Front Row*, which allegedly was not renewed for “slipping farther and farther to the Right,” sued PBS North Carolina under the state’s public records law seeking documents involving the show. The time stamp on the Complaint indicates that it was filed on March 20, 2023. However, the Complaint did not become publicly available until March 21, 2023. The Complaint does not contain any redactions or confidential information. Copies of the first page of the Complaint reflecting the date stamp of March 20, 2023 and of the docket sheet showing a “created date” and “assigned date” of March 21, 2023 are attached as **Composite Exhibit 5**.

f. *Roy Baldwin v. Pepsi Bottling Ventures LLC*, 23CV005042-910 (Wake County) – a Raleigh resident filed a class action on behalf of current and former employees against Pepsi Bottling Ventures over a data breach. The time stamp on the Complaint indicates that it was filed on March 7, 2023. However, the Complaint did not become publicly available until March 8, 2023. The Complaint does not contain any redactions or confidential information. Copies of the first page of the Complaint reflecting the date stamp of March 7, 2023 and of the docket sheet showing an “assigned date” of March 8, 2023 are attached as **Composite Exhibit 6**.

g. *Dean M. Spear v. Dragonfly Alliance LLC*, 23CV010964-910 (Wake County) – fraud action was filed against a Wyoming business called Dragonfly Alliance for inducing plaintiff to invest \$200,000.00 in a scheme involving a new “plasma technology” process to extract gold quickly so plaintiff could obtain 400 ounces of gold bars at extremely low cost. The time stamp on the Complaint indicates that it was filed on May 5, 2023. However, the Complaint did not become publicly available until May 8, 2023. The Complaint does not contain any redactions or confidential information. Copies of the first page of the Complaint reflecting the date stamp of May 5, 2023 and of the docket sheet showing a “created date” and “assigned date” of May 8, 2023 are attached as **Composite Exhibit 7**.

I declare under penalty of perjury under the laws of the United States of America, pursuant to 28 U.S.C. § 1746, that the foregoing is true and correct.

Executed on this 16 day of May, 2025.

  
\_\_\_\_\_  
RICH IVEY

# COMPOSITE EXHIBIT 1

## Ivey Declaration

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
24CV 24CV039723-910

JOSHUA H. STEIN, in his official capacity  
as GOVERNOR-ELECT OF THE STATE  
OF NORTH CAROLINA and ROY A.  
COOPER, III, in his official capacity as  
GOVERNOR OF THE STATE OF NORTH  
CAROLINA,

Plaintiffs,

v.

TIMOTHY K. MOORE, in his official  
capacity as SPEAKER OF THE NORTH  
CAROLINA HOUSE OF  
REPRESENTATIVES; PHILIP E.  
BERGER, in his official capacity as  
PRESIDENT PRO TEMPORE OF THE  
NORTH CAROLINA SENATE; and  
FREDDY L. JOHNSON, in his official  
capacity as COMMANDER OF THE  
STATE HIGHWAY PATROL,

Defendants.

## COMPLAINT

Plaintiffs Joshua H. Stein, in his official capacity as Governor-Elect of the State of North Carolina and Roy A. Cooper, III, in his official capacity as Governor of the State of North Carolina, seeking (a) a declaratory judgment under N.C. Gen. Stat. §§ 1-253, *et seq.*, and North Carolina Rule of Civil Procedure 57 and (b) preliminary and permanent injunctions under North Carolina Rule of Civil Procedure 65, hereby allege and say:

### **INTRODUCTION**

1. One of the chief responsibilities of the Governor of North Carolina is to lead efforts to keep North Carolinians safe. In doing so, the Governor is directly accountable to the people of the State. Individuals who are ultimately accountable to the Governor and who act under his or her supervision and control play a leading role in responding to states of emergency (including



Wake Superior Court  
Case Summary

Case No. 24CV039723-910

GOVERNOR OF THE STATE OF NORTH CAROLINA VS PRESIDENT PRO TEMPORE OF THE NORTH CAROLINA SENATE	§ § §	Location: Wake Superior Court Judicial Officer: Panel, Three Judge Filed on: 12/13/2024
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Case Information

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Case Type: General Civil Action  
Case Status: 12/13/2024 Pending

File Date 12/13/2024  
Cause of Action  
CV - Declaratory Judgment  
Description/Remedy  
Action

File Date 12/31/2024  
Cause of Action  
CV - Declaratory Judgment  
Description/Remedy  
Action  
Amended

File Date 12/13/2024  
Cause of Action  
CV - Injunction  
Description/Remedy  
Action

File Date 12/31/2024  
Cause of Action  
CV - Injunction  
Description/Remedy  
Action  
Amended

## Assignment Information

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### Current Case Assignment

Case Number 24CV039723-910  
Court Wake Superior Court  
Date Assigned 12/13/2024  
Judicial Officer Panel, Three Judge

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## Party Information

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### Plaintiff

*Cooper, Roy A. (Inactive)*

*Removed: 03/14/2025*

*Removed Per Court Order*

**GOVERNOR OF THE STATE OF NORTH  
CAROLINA**

*Alias STEIN, JOSHUA H*

*Stein, Joshua H (Inactive)*

*Removed: 03/14/2025*

*Removed Per Court Order*

**Smith, Daniel Francis  
Ermentrout  
Retained**

**Phillips, Jimmie W. Jr.  
Retained  
HAWKINS, AMANDA  
SAN MEI  
Retained  
David, Eric M.  
Retained**

**Smith, Daniel Francis  
Ermentrout  
Retained**

**HAWKINS, AMANDA  
SAN MEI  
Retained  
Phillips, Jimmie W. Jr.  
Retained  
David, Eric M.  
Retained**

**Smith, Daniel Francis  
Ermentrout  
Retained**

**WOOD, WESLEY  
SWAIN  
Retained  
Phillips, Jimmie W. Jr.  
Retained  
HAWKINS, AMANDA  
SAN MEI  
Retained**

**David, Eric M.**  
***Retained***

**Defendant Johnson, Freddy L.**  
COMMANDER OF THE STATE HIGHWAY PATROL

**BOYLE, WILLIAM  
ELLIS**  
***Retained***

*Moore, Timothy K. (Inactive)*

**SHELTON, TROY**  
***Retained***

*Removed: 03/14/2025*

*Removed Per Court Order*

**SCHAUER, CRAIG  
DANIEL**  
***Retained***

**Berger, Philip E.**

**SCHAUER, CRAIG  
DANIEL**  
***Retained***

PRESIDENT PRO TEMPORE OF THE NORTH  
CAROLINA SENATE

**SHELTON, TROY**  
***Retained***

**SPEAKER OF THE NORTH CAROLINA HOUSE  
OF REPRESENTATIVES**

*Alias HALL, DESTIN C*

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### Causes of Action

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12/13/2024	<b>Cause of Action</b> CV - Declaratory Judgment Action Type Action
12/13/2024	<b>Cause of Action</b> CV - Injunction Action Type Action
12/31/2024	<b>Cause of Action</b> CV - Declaratory Judgment (Amended) Action Type Action
12/31/2024	<b>Cause of Action</b> CV - Injunction (Amended) Action Type Action

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### Case Events

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05/01/2025



Index # 21

Scheduling Order (Judicial Officer: HOUSTON, MATTHEW T)  
*SCHEDULING ORDER AND NOTICE OF HEARING*  
Created: 05/01/2025 11:38 AM

04/24/2025



Motion

*Motion for Temporary Restraining Order and Renewed Motion for Preliminary Injunction*

Filed By: Attorney Smith, Daniel Francis Ermentrout;

Plaintiff GOVERNOR OF THE STATE OF NORTH CAROLINA

Against: Defendant COMMANDER OF THE STATE HIGHWAY PATROL;

Defendant PRESIDENT PRO TEMPORE OF THE NORTH CAROLINA SENATE

Created: 04/25/2025 8:36 AM

Index # 19

04/24/2025



Index # 18

Order (Judicial Officer: Panel, Three Judge)  
*Appointment of Three-Judge Panel*  
Created: 04/24/2025 12:58 PM

03/14/2025



Order (Judicial Officer: RIDGEWAY, PAUL C)

*CONSENT ORDER TO SUBSTITUTE PARTY*

Filed By: Plaintiff Cooper, Roy A.;

Plaintiff Stein, Joshua H

Against: Defendant COMMANDER OF THE STATE HIGHWAY PATROL;

Defendant Moore, Timothy K.;

Defendant PRESIDENT PRO TEMPORE OF THE NORTH CAROLINA SENATE

Created: 03/14/2025 4:01 PM

Index # 16

03/03/2025



Motion

*Motion to Dismiss BY ALL DEFENDANTS*

Filed By: Defendant COMMANDER OF THE STATE HIGHWAY PATROL;

Defendant Moore, Timothy K.;

Defendant PRESIDENT PRO TEMPORE OF THE NORTH CAROLINA SENATE

Against: Plaintiff Cooper, Roy A.;

Plaintiff Stein, Joshua H

Created: 03/04/2025 8:42 AM

Index # 15



03/03/2025



## Motion

*TO DISMISS FIRST AMENDED COMPLAINT*

Filed By: Attorney BOYLE, WILLIAM ELLIS;

Defendant COMMANDER OF THE STATE HIGHWAY PATROL

Against: Plaintiff Cooper, Roy A.;

Plaintiff Stein, Joshua H

Created: 03/04/2025 8:20 AM

Index # 14

02/28/2025



## Certificate of Service

*Certificate of Service*

Created: 02/28/2025 3:21 PM

Index # 13

02/27/2025

## Three Judge Panel Appointed

Created: 02/28/2025 8:48 AM

02/27/2025



## Order (Judicial Officer: RIDGEWAY, PAUL C)

*ORDER TRANSFERRING TO THREE JUDGE PANEL*

Filed By: Plaintiff Cooper, Roy A.

Against: Defendant COMMANDER OF THE STATE HIGHWAY PATROL;

Defendant Moore, Timothy K.;

Defendant PRESIDENT PRO TEMPORE OF THE NORTH CAROLINA SENATE

Created: 02/28/2025 8:38 AM

Index # 12

02/26/2025



## Other/Miscellaneous

*Notice of Address Change and Firm Affiliation FOR PLAINTIFF*

Created: 02/26/2025 10:08 AM

Index # 11

01/28/2025



## Motion to Extend Time

*Unopposed Motion to Extend Time to Respond to Am. Complaint*

Created: 01/28/2025 4:35 PM

Index # 10

01/21/2025



## Other/Miscellaneous

*Notice of Address Change and Firm Affiliation-W Swain Wood and Morninstar Law Group*

Created: 01/22/2025 11:35 AM

Index # 9

12/31/2024



## Amended Pleading

*First Amended Complaint*

Filed By: Plaintiff Cooper, Roy A.;  
Plaintiff Stein, Joshua H

Against: Defendant COMMANDER OF THE STATE HIGHWAY PATROL;  
Defendant Moore, Timothy K.;  
Defendant PRESIDENT PRO TEMPORE OF THE NORTH CAROLINA SENATE

Created: 12/31/2024 2:03 PM

Index # 6

12/31/2024



Index # 7

## Affidavit of Service

Filed By: Attorney Smith, Daniel Francis Ermentrout;  
Plaintiff Cooper, Roy A.;  
Plaintiff Stein, Joshua H

Created: 12/31/2024 2:03 PM

12/31/2024



## Motion

*Motion for Preliminary Injunction and Request for Three-Judge Panel*

Filed By: Attorney Smith, Daniel Francis Ermentrout;  
Plaintiff Cooper, Roy A.;  
Plaintiff Stein, Joshua H

Created: 12/31/2024 2:03 PM

Index # 8

12/13/2024



Index # 2

## Complaint

*Complaint*

Created: 12/13/2024 8:41 AM

12/13/2024



Index # 3

## Civil Summons

*Berger and Moore Summons*

Created: 12/13/2024 8:42 AM

12/13/2024



Index # 4

## Civil Summons

*Johnson Summons*

Created: 12/13/2024 8:42 AM

12/13/2024



Index # 5

## Cover Sheet

*Cover Sheet*

Created: 12/13/2024 8:42 AM

12/13/2024 Complaint  
Created: 12/13/2024 8:40 AM

Index # 1

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## Dispositions

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12/31/2024 **Moot**  
CV - Declaratory Judgment :  
CV - Injunction :  
Created: 12/31/2024 3:30 PM

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## Hearings

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04/30/2025 **Status Conference** (12:30 PM) (Judicial Officer: ALBRIGHT, R STUART)  
**MINUTES - 04/30/2025**  
Hearing Held; Tentative dates, May 27, 2025 for dispositive motions and briefs.  
June 9, 2025 for revised briefs. June 16, 2025 10:00 a.m. for hearing. Order to be  
finalized and entered by the Court.  
*Parties Present:* Attorney Phillips, Jimmie W. Jr.  
Attorney BOYLE, WILLIAM ELLIS  
Attorney David, Eric M.  
Attorney SCHAUER, CRAIG DANIEL  
Attorney HAWKINS, AMANDA SAN MEI

*Hearing Held*

Created: 04/30/2025 4:09 PM

02/10/2025 **Motion Hearing** (10:00 AM) (Judicial Officer: RIDGEWAY, PAUL C)  
*\*Approved by KZM to set before any judge\* In Person Plaintiff's Motion  
requesting Transfer to Three- Judge Panel (30 minutes)*  
Resource: Location 910-010A Wake Co. Courthouse, Courtroom 10A  
**MINUTES - 02/10/2025**  
Hearing Held; ATTY ERIC FLETCHER ALSO PRESENT FOR PLTS AND ATTY  
MARTIN WARF IS ALSO PRESENT FOR THE DEFS. MOTION IS ALLOWED  
AND PLT ATTYS TO SUBMIT ORDER TO THE COURT.  
*Parties Present:* Attorney David, Eric M.  
Attorney SCHAUER, CRAIG DANIEL

*Hearing Held*

Created: 01/13/2025 9:19 AM

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## Service Events

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12/13/2024 **Civil Summons** Requested by: Stein, Joshua H ; Cooper, Roy A.  
 Moore, Timothy K.  
 Issued  
 Anticipated Method: Sheriff - Personal  
 Created: 12/13/2024 8:42 AM

12/13/2024 **Civil Summons** Requested by: Stein, Joshua H ; Cooper, Roy A.  
 Moore, Timothy K.  
 Issued  
 Anticipated Method: Sheriff - Personal  
 Created: 12/13/2024 8:42 AM

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### Financial Information

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	<b>Plaintiff</b> Stein, Joshua H	
	Total Financial Assessment	200.00
	Total Payments and Credits	200.00
	<b>Balance Due as of 05/15/2025</b>	<b>0.00</b>
12/13/2024	Transaction Assessment	200.00
12/13/2024	eFile Payment                      Receipt # 910-00281668	(200.00)



# COMPOSITE EXHIBIT 2

## Ivey Declaration

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
23 CVS \_\_\_\_\_

THE ESTATE OF HAILEY KAYE  
BROOKS, by and through its Co-  
Administrators JAMES BOYCE  
BROOKS, III and APRIL FRAZIER  
BROOKS,

*Plaintiff,*

*v.*

LANDEN CHRISTOPHER GLASS,  
CC & CO. DANCE COMPLEX, INC.,  
GREATER RALEIGH MERCHANTS  
ASSOCIATION, INC. d/b/a SHOP  
LOCAL RALEIGH, and D AND L  
FLOATS, LLC,

*Defendants.*

**COMPLAINT**

**NOW COMES** Plaintiff, the Estate of Hailey Kaye Brooks, by and through its Co-Administrators James Boyce Brooks, III (“Trey Brooks”) and April Frazier Brooks (“April Brooks”), by and through undersigned counsel, complaining of Defendant Landen Christopher Glass, CC & Co. Dance Complex, Inc., Greater Raleigh Merchants Association, Inc. d/b/a Shop Local Raleigh, and D and L Floats, LLC, and alleging as follows:

**Wake Superior Court****Case Summary****Case No. 23CV008736-910**

**Estate of Hailey Kaye Brooks VS Greater §**  
**Raleigh Merchants Association, Inc. §**  
**d/b/a Shop Local Raleigh**

Location: **Wake Superior Court**  
 Filed on: **04/17/2023**

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**Case Information**


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Case Type: General Civil Action  
 Case Status: **04/17/2023 Pending**

File Date 04/14/2023  
**Filed Against** CC & Co. Dance Complex, Inc.  
**Cause of Action**  
 CV - Money Owed  
**Description/Remedy**  
 Action

File Date 04/14/2023  
**Cause of Action**  
 CV - Money Owed  
**Description/Remedy**  
 Action

File Date 04/14/2023  
**Cause of Action**  
 CV - Money Owed  
**Description/Remedy**  
 Action

File Date 04/14/2023  
**Cause of Action**  
 CV - Money Owed  
**Description/Remedy**  
 Action  
 Claims against Landen Christopher Glass

File Date 10/30/2024  
**Cause of Action**

CV - Money Owed

**Description/Remedy**

Action

Amended

File Date 04/14/2023

**Filed Against** CC & Co. Dance Complex, Inc.

**Cause of Action**

CV - Motor Vehicle Negligence

**Description/Remedy**

Action

File Date 04/14/2023

**Cause of Action**

CV - Motor Vehicle Negligence

**Description/Remedy**

Action

File Date 04/14/2023

**Cause of Action**

CV - Motor Vehicle Negligence

**Description/Remedy**

Action

Claims against Landen Christopher Glass

File Date 10/30/2024

**Cause of Action**

CV - Motor Vehicle Negligence

**Description/Remedy**

Action

Amended

File Date 04/14/2023

**Filed Against** CC & Co. Dance Complex, Inc.

**Cause of Action**

CV - Negligence - Other

**Description/Remedy**

Action

File Date 04/14/2023

**Cause of Action**

CV - Negligence - Other

**Description/Remedy**

Action

File Date 04/14/2023



**Cause of Action**

CV - Negligence - Other

**Description/Remedy**

Action

Claims against Landen Christopher Glass

File Date 04/14/2023

**Filed Against** D and L Floats, LLC**Cause of Action**

CV - Negligence - Other

**Description/Remedy**

Action

VD-D AND L

File Date 10/30/2024

**Cause of Action**

CV - Negligence - Other

**Description/Remedy**

Action

Amended

File Date 04/14/2023

**Filed Against** CC & Co. Dance Complex, Inc.**Cause of Action**

CV - Other Filing

**Description/Remedy**

Action

WRONGFUL DEATH

File Date 04/14/2023

**Filed Against** CC & Co. Dance Complex, Inc.**Cause of Action**

CV - Other Filing

**Description/Remedy**

Action

VICARIOUS LIABILITY

File Date 04/14/2023

**Cause of Action**

CV - Other Filing

**Description/Remedy**

Action

WRONGFUL DEATH

File Date 04/14/2023

**Cause of Action**

CV - Other Filing

**Description/Remedy**

Action

VICARIOUS LIABILITY

File Date 04/14/2023

**Cause of Action**

CV - Other Filing

**Description/Remedy**

Action

Claims against Landen Christopher Glass

File Date 04/14/2023

**Cause of Action**

CV - Other Filing

**Description/Remedy**

Action

Claims against Landen Christopher Glass

File Date 04/14/2023

**Filed Against** D and L Floats, LLC

**Cause of Action**

CV - Other Filing

**Description/Remedy**

Action

VD- WRONGFUL DEATH

File Date 10/30/2024

**Cause of Action**

CV - Other Filing

**Description/Remedy**

Action

Amended - Wrongful Death

File Date 04/14/2023

**Filed Against** CC & Co. Dance Complex, Inc.

**Cause of Action**

CV - Punitive Damages

**Description/Remedy**

Action

File Date 04/14/2023

**Cause of Action**

CV - Punitive Damages

**Description/Remedy**

Action

File Date 04/14/2023

**Cause of Action**

CV - Punitive Damages

**Description/Remedy**

Action

Claims against Landen Christopher Glass

File Date 04/14/2023

**Filed Against** D and L Floats, LLC

**Cause of Action**

CV - Punitive Damages

**Description/Remedy**

Action

VD

File Date 10/30/2024

**Cause of Action**

CV - Punitive Damages

**Description/Remedy**

Action

Amended

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Assignment Information

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**Current Case Assignment**

Case Number 23CV008736-910

Court Wake Superior Court

Date Assigned 04/17/2023

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Party Information

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**Plaintiff** Estate of Hailey Kaye Brooks

1520 Glenwood Avenue

Raleigh, NC 27608

**PLYLER, WILLIAM W.**  
*Retained*

**MONROE, JEFFREY**  
**ROBERT**

*Retained*

**MILLER, JASON**

**ANDREW**

*Retained*

**Defendant** Archer, Kirk II

**Grose, Mollie Ann**  
*Retained*

<i>CC &amp; Co. Dance Complex, Inc. (Inactive)</i> <i>Removed: 09/05/2024</i> <i>Removed Per Voluntary Dismissal</i>	<b>SEYMOUR, ANDREW JOSEPH</b> <i>Retained</i>
<i>D and L Floats, LLC (Inactive)</i> <i>Removed: 10/01/2024</i> <i>Removed Per Voluntary Dismissal</i>	<b>KEISTER, JEFFREY DONOVAN</b> <i>Retained</i>
<i>Glass, Landen Christopher (Inactive)</i> <i>Removed: 09/27/2024</i> <i>Removed Per Voluntary Dismissal</i>	<b>PYTLIK, STEPHEN KYLE</b> <i>Retained</i>
<b>Greater Raleigh Merchants Association, Inc. d/b/a Shop Local Raleigh</b>	<b>DEBOARD, CAMILLA FRANCES</b> <i>Retained</i>
<b>Schoenfeld, Whitney</b>	<b>BRAY, ALICIA LYNN</b> <i>Retained</i>
<b>The City of Raleigh</b>	<b>HARRIS, DAVID A</b> <i>Retained</i>
	<b>ROTENSTREICH, KENNETH B.</b> <i>Retained</i>
	<b>POLLOCK, WILLIAM W.</b> <i>Retained</i>
	<b>SIVON, AMIE CAROL</b> <i>Retained</i>
	<b>Grose, Mollie Ann</b> <i>Retained</i>
	<b>SEYMOUR, ANDREW JOSEPH</b> <i>Retained</i>
	<b>Grose, Mollie Ann</b> <i>Retained</i>
	<b>SEYMOUR, ANDREW JOSEPH</b> <i>Retained</i>

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## Causes of Action

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04/14/2023 **Cause of Action** CV - Negligence - Other  
Filed Against CC & Co. Dance Complex, Inc.  
Action Type Action

04/14/2023 **Cause of Action** CV - Motor Vehicle Negligence  
Filed Against CC & Co. Dance Complex, Inc.  
Action Type Action

04/14/2023 **Cause of Action** CV - Money Owed  
Filed Against CC & Co. Dance Complex, Inc.  
Action Type Action

04/14/2023 **Cause of Action** CV - Other Filing (WRONGFUL DEATH)  
Filed Against CC & Co. Dance Complex, Inc.  
Action Type Action

04/14/2023 **Cause of Action** CV - Punitive Damages  
Filed Against CC & Co. Dance Complex, Inc.  
Action Type Action

04/14/2023 **Cause of Action** CV - Other Filing (VICARIOUS LIABILITY)  
Filed Against CC & Co. Dance Complex, Inc.  
Action Type Action

04/14/2023 **Cause of Action** CV - Negligence - Other  
Action Type Action

04/14/2023 **Cause of Action** CV - Money Owed  
Action Type Action

04/14/2023 **Cause of Action** CV - Motor Vehicle Negligence  
Action Type Action

04/14/2023 **Cause of Action** CV - Punitive Damages  
Action Type Action

04/14/2023 **Cause of Action** CV - Money Owed  
Action Type Action

04/14/2023 **Cause of Action** CV - Other Filing (WRONGFUL DEATH)  
Action Type Action

04/14/2023 **Cause of Action** CV - Other Filing (VICARIOUS LIABILITY)  
Action Type Action

04/14/2023 **Cause of Action** CV - Negligence - Other (Claims against Landen Christopher Glass)  
Action Type Action



04/14/2023 **Cause of Action** CV - Money Owed (Claims against Landen Christopher Glass)  
Action Type Action

04/14/2023 **Cause of Action** CV - Motor Vehicle Negligence  
(Claims against Landen Christopher Glass)  
Action Type Action

04/14/2023 **Cause of Action** CV - Other Filing (Claims against Landen Christopher Glass)  
Action Type Action

04/14/2023 **Cause of Action** CV - Other Filing (Claims against Landen Christopher Glass)  
Action Type Action

04/14/2023 **Cause of Action** CV - Punitive Damages (Claims against Landen Christopher Glass)  
Action Type Action

04/14/2023 **Cause of Action** CV - Negligence - Other (VD-D AND L)  
Filed Against D and L Floats, LLC  
Action Type Action

04/14/2023 **Cause of Action** CV - Punitive Damages (VD)  
Filed Against D and L Floats, LLC  
Action Type Action

04/14/2023 **Cause of Action** CV - Other Filing (VD- WRONGFUL DEATH)  
Filed Against D and L Floats, LLC  
Action Type Action

10/30/2024 **Cause of Action** CV - Motor Vehicle Negligence (Amended)  
Action Type Action

10/30/2024 **Cause of Action** CV - Negligence - Other (Amended)  
Action Type Action

10/30/2024 **Cause of Action** CV - Other Filing (Amended - Wrongful Death)  
Action Type Action

10/30/2024 **Cause of Action** CV - Money Owed (Amended)  
Action Type Action

10/30/2024 **Cause of Action** CV - Punitive Damages (Amended)  
Action Type Action

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## Case Events

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05/23/2023



Index # 16

Order

*MEOT TO ANSWER DISCOVERY*

Filed By: Defendant CC &amp; Co. Dance Complex, Inc.

Created: 05/23/2023 1:15 PM

05/18/2023



Motion

*MEOT to P's INT-RPD*

Filed By: Defendant Greater Raleigh Merchants Association, Inc. d/b/a Shop Local Raleigh

Against: Plaintiff Estate of Hailey Kaye Brooks

Created: 05/19/2023 8:12 AM

Index # 14

05/18/2023



Order

*MEOT TO ANSWER 1ST INTERROG, RPD'S*

Filed By: Defendant Greater Raleigh Merchants Association, Inc. d/b/a Shop Local Raleigh

Created: 05/19/2023 8:12 AM

Index # 15

05/18/2023



Index # 13

Return of Service - Served

*Return of Service - Defendant D and L Floats, LLC*

Against: Defendant D and L Floats, LLC

Created: 05/18/2023 1:58 PM

05/16/2023



Index # 12

Extension Of Time

*MEOT TO ANSWER COMPLAINT*

Filed By: Defendant CC &amp; Co. Dance Complex, Inc.

Created: 05/16/2023 9:35 AM

05/09/2023



Index # 10

Affidavit of Service

Filed By: Plaintiff Estate of Hailey Kaye Brooks

Against: Defendant Glass, Landen Christopher

Created: 05/09/2023 10:14 AM

05/09/2023



Index # 11

Return of Service - Served

*Return of Service - L. Glass*

Against: Defendant Glass, Landen Christopher

Created: 05/09/2023 10:14 AM

05/08/2023



Index # 9

Other/Miscellaneous

*Acceptance of Service--C & C Dance Complex*

Filed By: Defendant CC &amp; Co. Dance Complex, Inc.

Created: 05/08/2023 10:11 PM

05/05/2023



Extension Of Time

*Greater Raleigh Merchant Assoc.'s Motion for Extension of Time to answer Complaint*

Filed By: Defendant Greater Raleigh Merchants Association, Inc. d/b/a Shop Local Raleigh

Created: 05/05/2023 1:52 PM

Index # 7

05/05/2023



Order

*MEO TO ANSWER COMPLAINT*

Filed By: Defendant Greater Raleigh Merchants Association, Inc. d/b/a Shop Local Raleigh

Created: 05/05/2023 1:52 PM

Index # 8

05/03/2023



Other/Miscellaneous

*Acceptance of Service/ FILED BY ATTY WILLIAM W POLLOCK*

Filed By: Defendant Greater Raleigh Merchants Association, Inc. d/b/a Shop Local Raleigh

Created: 05/03/2023 4:31 PM

Index # 6

04/17/2023

Jury Trial Demanded

Filed By: Attorney MILLER, JASON ANDREW;

Plaintiff Estate of Hailey Kaye Brooks

Against: Defendant CC &amp; Co. Dance Complex, Inc.;

Defendant D and L Floats, LLC;

Defendant Glass, Landen Christopher;

Defendant Greater Raleigh Merchants Association, Inc. d/b/a Shop Local Raleigh

Created: 04/17/2023 3:39 PM

04/17/2023



## Complaint

Filed By: Plaintiff Estate of Hailey Kaye Brooks

Against: Defendant CC &amp; Co. Dance Complex, Inc.;

Defendant D and L Floats, LLC;

Defendant Glass, Landen Christopher;

Defendant Greater Raleigh Merchants Association, Inc. d/b/a Shop Local Raleigh

Created: 04/17/2023 11:06 AM

Index # 2

04/17/2023



Index # 3

## Cover Sheet

Created: 04/17/2023 11:06 AM

04/17/2023



Index # 4

## Civil Summons

Filed By: Plaintiff Estate of Hailey Kaye Brooks

Against: Defendant CC &amp; Co. Dance Complex, Inc.;

Defendant Glass, Landen Christopher

Created: 04/17/2023 11:06 AM

04/17/2023



## Civil Summons

Filed By: Plaintiff Estate of Hailey Kaye Brooks

Against: Defendant D and L Floats, LLC;

Defendant Greater Raleigh Merchants Association, Inc. d/b/a Shop Local Raleigh

Created: 04/17/2023 11:06 AM

Index # 5

04/17/2023

## Complaint

Index # 1

Created: 04/17/2023 11:04 AM

101-117 of 117

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Dispositions

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**10/30/2024 Moot**

CV - Negligence - Other :  
CV - Money Owed :  
CV - Motor Vehicle Negligence :  
CV - Punitive Damages :  
CV - Money Owed :  
CV - Other Filing : WRONGFUL DEATH  
CV - Other Filing : VICARIOUS LIABILITY  
Created: 10/31/2024 10:09 AM

**10/01/2024 Voluntary Dismissal**

CV - Negligence - Other : VD-D AND L  
CV - Punitive Damages : VD  
CV - Other Filing : VD- WRONGFUL DEATH  
Created: 10/02/2024 8:42 AM

**09/27/2024 Voluntary Dismissal**

CV - Negligence - Other : Claims against Landen Christopher Glass  
CV - Money Owed : Claims against Landen Christopher Glass  
CV - Motor Vehicle Negligence : Claims against Landen Christopher Glass  
CV - Other Filing : Claims against Landen Christopher Glass  
CV - Other Filing : Claims against Landen Christopher Glass  
CV - Punitive Damages : Claims against Landen Christopher Glass  
Created: 09/27/2024 4:37 PM

**09/06/2024 Voluntary Dismissal**

CV - Negligence - Other :  
CV - Motor Vehicle Negligence :  
CV - Money Owed :  
CV - Other Filing : WRONGFUL DEATH  
CV - Punitive Damages :  
CV - Other Filing : VICARIOUS LIABILITY  
Civil Judgment  
Child Support/Alimony  
Index Date: 09/06/2024 Time: 8:02 AM  
By: Estate of Hailey Kaye Brooks  
Against: CC & Co. Dance Complex, Inc.  
County: Wake Superior Court  
Current Status: Voluntary Dismissed with Prejudice  
Current Status Date: 09/06/2024  
Created: 09/06/2024 8:03 AM

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**Hearings**

**08/11/2025 Jury Trial (10:00 AM)***Jury - 5 days (continued from 11/4/2024)*

Resource: Location 910-010C Wake Co. Courthouse, Courtroom 10C

11/04/2024 Continued to 08/11/2025 - Continued per a Motion from More than One Party - Estate of Hailey Kaye Brooks; Greater Raleigh Merchants Association, Inc. d/b/a Shop Local Raleigh

Created: 03/14/2024 4:32 PM

**03/26/2025 Motion Hearing (2:30 PM) (Judicial Officer: TESSENER, HOYT G)***Webex Hearing Defendant City's Motion for Protective Order Staying Discovery (45 minutes) \*Jury Trial 8/11/25\**

Resource: Location 910-0558 Wake Co. Civil Superior WebEx Ctrm #1

**MINUTES - 03/26/2025**

Hearing Held; Defendant City of Raleigh's Motion for Protective Order Staying Discovery - Denied, Attorney Jeffrey Monroe to draft the order.

*Parties Present: Attorney SIVON, AMIE CAROL**Attorney MONROE, JEFFREY ROBERT**Attorney SEYMOUR, ANDREW JOSEPH**Attorney Grose, Mollie Ann**Hearing Held*

Created: 03/20/2025 9:32 AM

**10/21/2024 Motion Hearing (2:30 PM) (Judicial Officer: HOUSTON, MATTHEW T)***Webex Hearing Plaintiff's Motion for Leave to Amend (5 minutes)*

Resource: Location 910-0558 Wake Co. Civil Superior WebEx Ctrm #1

**MINUTES - 10/21/2024**

Hearing Held; Plaintiff's Motion for Leave to Amend Complaint - Granted, Attorney Jason Miller to draft the order.

*Parties Present: Attorney SIVON, AMIE CAROL**Attorney MILLER, JASON ANDREW**Attorney MONROE, JEFFREY ROBERT**Hearing Held*

Created: 10/11/2024 10:54 AM

**07/26/2023 Motion Hearing (9:30 AM) (Judicial Officer: NADOLSKI, PATRICK THOMAS)***In Person Hearing Defendant's Motion to Stay (30 minutes)*

Resource: Location 910-010A Wake Co. Courthouse, Courtroom 10A

**MINUTES - 07/26/2023**

Hearing Held; DENIED. ATTORNEY MILLER TO SUBMIT ORDER.

*Parties Present: Attorney ROTENSTREICH, KENNETH B.**Attorney POLLOCK, WILLIAM W.**Attorney MILLER, JASON ANDREW**Defense Attorney PYTLIK, STEPHEN KYLE**Hearing Held*

Created: 07/03/2023 5:05 PM

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## Service Events

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- 01/16/2025 **Alias Pluries Summons** Requested by: Estate of Hailey Kaye Brooks  
Glass, Landen Christopher  
Issued  
Created: 01/16/2025 11:30 AM
- 01/16/2025 **Alias Pluries Summons** Requested by: Estate of Hailey Kaye Brooks  
Glass, Landen Christopher  
Issued  
Created: 01/16/2025 11:31 AM
- 12/09/2024 **Civil Summons**  
Schoenfeld, Whitney served
- 11/14/2024 **Civil Summons**  
The City of Raleigh served
- 11/07/2024 **Civil Summons**  
Archer, Kirk II served
- 10/30/2024 **Civil Summons** Requested by: Estate of Hailey Kaye Brooks  
Glass, Landen Christopher  
Issued  
Anticipated Method: Sheriff - Personal  
The City of Raleigh  
Issued  
Serving Method: Served-Corporation  
Created: 10/31/2024 9:10 AM
- 10/30/2024 **Civil Summons** Requested by: Estate of Hailey Kaye Brooks  
Glass, Landen Christopher  
Issued  
Anticipated Method: Sheriff - Personal  
Schoenfeld, Whitney  
Issued  
Serving Method: Sheriff - Personal  
Archer, Kirk II  
Issued  
Serving Method: Sheriff - Non-Personal  
Created: 10/31/2024 9:10 AM



- 05/19/2023 **Civil Summons** Requested by: D and L Floats, LLC  
D and L Floats, LLC  
Issued  
Anticipated Method: Sheriff - Non-Personal  
Serving Method: Sheriff - Non-Personal  
Created: 05/19/2023 11:35 AM
- 05/16/2023 **Civil Summons**  
D and L Floats, LLC served
- 05/09/2023 **Civil Summons** Requested by: Glass, Landen Christopher  
Glass, Landen Christopher  
Issued  
Anticipated Method: Sheriff - Personal  
Serving Method: Sheriff - Personal  
Created: 05/09/2023 3:20 PM
- 05/06/2023 **Civil Summons** Requested by: Estate of Hailey Kaye Brooks  
Glass, Landen Christopher  
Issued  
CC & Co. Dance Complex, Inc.  
Issued  
Created: 05/06/2023 9:41 AM
- 05/06/2023 **Civil Summons** Requested by: Estate of Hailey Kaye Brooks  
Greater Raleigh Merchants Association, Inc. d/b/a Shop Local Raleigh  
Issued  
Return Date/Time: 05/04/2023  
D and L Floats, LLC  
Issued  
Created: 05/06/2023 9:42 AM
- 05/04/2023  
**Civil Summons**  
Requested by: Greater Raleigh Merchants Association, Inc. d/b/a Shop Local Raleigh  
Greater Raleigh Merchants Association, Inc. d/b/a Shop Local Raleigh  
Issued  
Return Date/Time: 05/04/2023  
Serving Method: Acceptance of Service  
Service Tracking Comment: BY ATTY WILLIAM W POLLOCK  
Created: 05/04/2023 1:05 PM
- 05/04/2023 **Civil Summons**  
Glass, Landen Christopher served
- 05/03/2023 **Civil Summons**  
Greater Raleigh Merchants Association, Inc. d/b/a Shop Local Raleigh served

05/03/2023 **Civil Summons**

Greater Raleigh Merchants Association, Inc. d/b/a Shop Local Raleigh served

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### Financial Information

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**Defendant** Glass, Landen Christopher

Total Financial Assessment 20.00

Total Payments and Credits 20.00

**Balance Due as of 05/15/2025 0.00**

06/27/2023 Transaction Assessment 20.00

06/27/2023 eFile Payment Receipt # 910-00057486 (20.00)

**Defendant** The City of Raleigh

Total Financial Assessment 25.00

Total Payments and Credits 25.00

**Balance Due as of 05/15/2025 0.00**

03/20/2025 Transaction Assessment 20.00

03/20/2025 eFile Payment Receipt # 910-00321796 (20.00)

04/01/2025 Transaction Assessment 5.00

04/01/2025 Courthouse Payment Receipt # 910-00326366 (5.00)

**Plaintiff** Estate of Hailey Kaye Brooks

Total Financial Assessment 270.00

Total Payments and Credits 270.00

**Balance Due as of 05/15/2025 0.00**

04/17/2023 Transaction Assessment 200.00

04/17/2023 eFile Payment Receipt # 910-00027064 (200.00)

10/14/2024 Transaction Assessment 20.00

10/14/2024 eFile Payment Receipt # 910-00256602 (20.00)

01/16/2025 Transaction Assessment 30.00

01/16/2025	eFile Payment	Receipt # 910-00294262	(30.00)
03/18/2025	Transaction Assessment		20.00
03/18/2025	eFile Payment	Receipt # 910-00320162	(20.00)

# COMPOSITE EXHIBIT 3

## Ivey Declaration

Mecklenburg County Clerk of Superior Court

STATE OF NORTH CAROLINA  
COUNTY OF MECKLENBURG

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
24 CV- 590

SALLAMONDRA ROBINSON,  
INDIVIDUALLY AND AS  
PERSONAL REPRESENTATIVE OF  
THE ESTATE OF SHANQUELLA ROBINSON,  
DECEASED.

*Plaintiff,*

v.

DAEJHANAE JACKSON,  
ALYSSE HYATT,  
MALIK DYER,  
WENTER DONOVAN,  
KHALIL COOKE,  
NAZEER TYREE WIGGINS,  
UNITED STATES DEPARTMENT OF  
STATE, AND THE  
FEDERAL BUREAU OF INVESTIGATION,

*Defendants.*

MOTION OF SALEISHA  
AVERHART  
IN SUPPORT OF MOTION FOR  
PRO HAC VICE ADMISSION  
FOR GABRIELLE HIGGINS

Pursuant to N.C. Gen. Stat. § 84-4.1, Movant Saleisha Averhart hereby moves for the admission of Gabrielle Higgins to appear *pro hac vice* on behalf of the Plaintiff, Sallamondra Robinson ("Plaintiff") in the above-captioned case.

In support of this motion, Saleisha Averhart, and her law firm, Wallis, Bowens, Averhart, & Associates, PLLC, respectfully show the Court:

1. The Affidavit of Gabrielle Higgins, attached hereto as Exhibit A, sets forth Ms. Higgins' qualifications to appear in this case pursuant to N.C. Gen. Stat. § 84-4.1.
2. Ms. Higgins and the law firm Frontline Law are counsel of choice for Plaintiff. A statement attesting to the retention of Ms. Higgins and the law firm of Frontline Law by Plaintiff is attached to this Motion as Exhibit B.

Mecklenburg Superior Court

Case Summary

Case No. 24CV050336-590

ROBINSON SALLAMONDRA VS DAEJHANA E JACKSON	§	Location: Mecklenburg Superior Court
	§	Filed on: 10/28/2024

Case Information	
File Date	10/29/2024
Cause of Action	Case Type: General Civil Action
CV - Negligence - Other	Case Status: 10/28/2024 Pending
Description/Remedy	
Action	

Assignment Information	
Current Case Assignment	
Case Number	24CV050336-590
Court	Mecklenburg Superior Court
Date Assigned	10/29/2024

Party Information		
Plaintiff	SALLAMONDRA, ROBINSON	AVERHART, SALEISHA NADIA Retained
Defendant	UNITED STATES DEPARTMENT OF STATE 2201 C. Street NW Washington, DC 20520  COOKE, KHALIL	

3514 Charterhall Lane  
Charlotte, NC 28215

**DONOVAN, WENTER**

36 Friendship Crossing  
Roxboro, NC 27574

**DYER, MALIK**

63 Hamil Street  
Lexington, NC 27870

**GREEN, E' MANI**

**HYATT, ALYSSE**

412 Meshire Court  
Winston-Salem, NC 27127

**JACKSON, DAEJHANA E**

3023 Sherill Ave.  
Jamestown, NC 27282

**THE**

**FEDERAL BUREAU OF INVESTIGATION**

935 Pennsylvania Ave., NW,  
Washington, DC 20535

**WIGGINS, NAZEER TYREE**

5521 Londonderry Road  
Charlotte, NC 28210

**Administrator ROBINSON, SALLAMONDRA**

**AVERHART, SALEISHA  
NADIA  
*Retained***

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**Causes of Action**

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10/29/2024 **Cause of Action** CV - Negligence - Other  
Action Type Action

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**Case Events**

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01/07/2025		Return of Service - Unserved Against: Defendant GREEN, E' MANI Created: 01/09/2025 2:18 PM	Index # 29
12/31/2024		Motion to Extend Time Filed By: Defendant WIGGINS, NAZEER TYREE Created: 12/31/2024 11:18 AM	Index # 28
12/18/2024		Return of Service - Served <i>sheriff</i> Against: Defendant DYER, MALIK Created: 12/18/2024 3:11 PM	Index # 27
12/18/2024		Return of Service - Served <i>sheriff</i> Against: Defendant COOKE, KHALIL Created: 12/18/2024 11:08 AM	Index # 26
12/03/2024		Return of Service - Served Against: Defendant WIGGINS, NAZEER TYREE Created: 12/03/2024 3:13 PM	Index # 25
12/03/2024		Return of Service - Unserved Against: Defendant DONOVAN, WENTER Created: 12/03/2024 10:45 AM	Index # 24
11/14/2024		Other/Miscellaneous <i>Notice of Removal to Federal Court</i> Created: 11/14/2024 4:30 PM	Index # 23
11/08/2024		Amended Pleading <i>AMENDED COMPLAINT</i> Created: 11/08/2024 2:56 PM	Index # 14
11/08/2024		Civil Summons <i>AMENDED Summons- USDS</i> Created: 11/08/2024 2:56 PM	Index # 15

11/08/2024	 Civil Summons <i>AMENDED Summons- WENTER</i> Created: 11/08/2024 2:57 PM	Index # 16
11/08/2024	 Civil Summons <i>AMENDED Summons- E'MANI</i> Created: 11/08/2024 2:57 PM	Index # 17
11/08/2024	 Civil Summons <i>AMENDED Summons-ALYSSE</i> Created: 11/08/2024 2:57 PM	Index # 18
11/08/2024	 Civil Summons <i>AMENDED Summons- MALIK</i> Created: 11/08/2024 2:57 PM	Index # 19
11/08/2024	 Civil Summons <i>AMENDED Summons-KHALIL</i> Created: 11/08/2024 2:57 PM	Index # 20
11/08/2024	 Civil Summons <i>AMENDED Summons-FBI</i> Created: 11/08/2024 2:57 PM	Index # 21
11/08/2024	 Civil Summons <i>AMENDED Summons-NAZEER</i> Created: 11/08/2024 2:57 PM	Index # 22
10/28/2024	 Complaint Created: 10/29/2024 9:44 AM	Index # 2
10/28/2024	 Cover Sheet Created: 10/29/2024 9:44 AM	Index # 3
10/28/2024	 Civil Summons Filed By: Administrator ROBINSON, SALLAMONDRA; Plaintiff SALLAMONDRA, ROBINSON Against: Defendant HYATT, ALYSSE Created: 10/29/2024 9:44 AM	Index # 4

10/28/2024



Index # 5

## Civil Summons

Filed By: Administrator ROBINSON, SALLAMONDRA;  
Plaintiff SALLAMONDRA, ROBINSON

Against: Defendant JACKSON, DAEJHANA

Created: 10/29/2024 9:44 AM

10/28/2024



Index # 6

## Civil Summons

Filed By: Administrator ROBINSON, SALLAMONDRA;  
Plaintiff SALLAMONDRA, ROBINSON

Against: Defendant COOKE, KHALIL

Created: 10/29/2024 9:44 AM

10/28/2024



Index # 7

## Civil Summons

Filed By: Administrator ROBINSON, SALLAMONDRA;  
Defendant JACKSON, DAEJHANA

Against: Defendant WIGGINS, NAZEER TYREE

Created: 10/29/2024 9:44 AM

10/28/2024



Index # 8

## Civil Summons

Filed By: Administrator ROBINSON, SALLAMONDRA;  
Plaintiff SALLAMONDRA, ROBINSON

Against: Defendant THE FEDERALBUREAUOFINVESTIGATION

Created: 10/29/2024 9:44 AM

10/28/2024



Index # 9

## Civil Summons

Filed By: Administrator ROBINSON, SALLAMONDRA;  
Plaintiff SALLAMONDRA, ROBINSON

Against: Defendant UNITED STATES DEPARTMENTOF STATE

Created: 10/29/2024 9:44 AM

10/28/2024



Index # 10

## Civil Summons

Filed By: Administrator ROBINSON, SALLAMONDRA;  
Plaintiff SALLAMONDRA, ROBINSON

Against: Defendant DYER, MALIK

Created: 10/29/2024 9:44 AM

10/28/2024



Index # 11

## Civil Summons

Filed By: Administrator ROBINSON, SALLAMONDRA;  
Plaintiff SALLAMONDRA, ROBINSON

Against: Defendant DONOVAN, WENTER

Created: 10/29/2024 9:44 AM

10/28/2024



Index # 12

Motion

*Motion for Saleisha Averhart - PRO HAC 1*

Created: 10/29/2024 9:44 AM

10/28/2024



Index # 13

Motion

*Motion for Saleisha Averhart - PRO HAC 2*

Created: 10/29/2024 9:44 AM

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### Service Events

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12/17/2024

**Civil Summons**

JACKSON, DAEJHANA E served

12/02/2024

**Civil Summons**

JACKSON, DAEJHANA E served

11/08/2024

**Civil Summons** Requested by: SALLAMONDRA, ROBINSON

JACKSON, DAEJHANA E

Issued

Anticipated Method: Sheriff - Personal

Created: 11/08/2024 2:56 PM

11/08/2024

**Civil Summons** Requested by: SALLAMONDRA, ROBINSON

JACKSON, DAEJHANA E

Issued

Anticipated Method: Sheriff - Personal

DONOVAN, WENTER

Issued

Anticipated Method: Sheriff - Personal

Serving Method: Unserved - Unable to Locate in County

Service Tracking Comment: bad address

Created: 11/08/2024 2:57 PM

11/08/2024

**Civil Summons** Requested by: SALLAMONDRA, ROBINSON

JACKSON, DAEJHANA E

Issued

Anticipated Method: Sheriff - Personal

Created: 11/08/2024 2:57 PM

11/08/2024

**Civil Summons** Requested by: SALLAMONDRA, ROBINSON

JACKSON, DAEJHANA E

Issued

Anticipated Method: Sheriff - Personal

Created: 11/08/2024 2:57 PM

- 11/08/2024 **Civil Summons** Requested by: SALLAMONDRA, ROBINSON JACKSON, DAEJHANAE  
Issued  
Anticipated Method: Sheriff - Personal  
Serving Method: Sheriff - Personal  
Created: 11/08/2024 2:57 PM
- 11/08/2024 **Civil Summons** Requested by: SALLAMONDRA, ROBINSON JACKSON, DAEJHANAE  
Issued  
Anticipated Method: Sheriff - Personal  
Created: 11/08/2024 2:57 PM
- 11/08/2024 **Civil Summons** Requested by: SALLAMONDRA, ROBINSON JACKSON, DAEJHANAE  
Issued  
Anticipated Method: Sheriff - Personal  
Serving Method: Unserved - Unable to Locate in County  
Created: 11/08/2024 2:57 PM
- 11/08/2024 **Civil Summons** Requested by: SALLAMONDRA, ROBINSON JACKSON, DAEJHANAE  
Issued  
Anticipated Method: Sheriff - Personal  
Serving Method: Sheriff - Personal  
GREEN, E' MANI  
Issued  
Anticipated Method: Unserved - Insufficient Address  
Serving Method: Unserved - Insufficient Address  
Created: 11/08/2024 2:57 PM
- 10/28/2024 **Civil Summons** Requested by: SALLAMONDRA, ROBINSON JACKSON, DAEJHANAE  
Issued  
Anticipated Method: Sheriff - Personal  
Created: 10/29/2024 9:44 AM
- 10/28/2024 **Civil Summons** Requested by: SALLAMONDRA, ROBINSON JACKSON, DAEJHANAE  
Issued  
Anticipated Method: Sheriff - Personal  
Created: 10/29/2024 9:44 AM
- 10/28/2024 **Civil Summons** Requested by: SALLAMONDRA, ROBINSON JACKSON, DAEJHANAE  
Issued  
Anticipated Method: Sheriff - Personal  
Created: 10/29/2024 9:44 AM

10/28/2024 **Civil Summons** Requested by: SALLAMONDRA, ROBINSON JACKSON, DAEJHANA  
Issued  
Anticipated Method: Sheriff - Personal  
Created: 10/29/2024 9:44 AM

10/28/2024 **Civil Summons** Requested by: SALLAMONDRA, ROBINSON JACKSON, DAEJHANA  
Issued  
Anticipated Method: Sheriff - Personal  
Created: 10/29/2024 9:44 AM

10/28/2024 **Civil Summons** Requested by: SALLAMONDRA, ROBINSON JACKSON, DAEJHANA  
Issued  
Anticipated Method: Sheriff - Personal  
Created: 10/29/2024 9:44 AM

10/28/2024 **Civil Summons** Requested by: SALLAMONDRA, ROBINSON JACKSON, DAEJHANA  
Issued  
Anticipated Method: Sheriff - Personal  
Created: 10/29/2024 9:44 AM

10/28/2024 **Civil Summons** Requested by: SALLAMONDRA, ROBINSON JACKSON, DAEJHANA  
Issued  
Anticipated Method: Sheriff - Personal  
Created: 10/29/2024 9:44 AM

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### Financial Information

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<b>Plaintiff</b>	SALLAMONDRA, ROBINSON	
Total Financial Assessment		200.00
Total Payments and Credits		200.00
<b>Balance Due as of 05/15/2025</b>		<b>0.00</b>
10/29/2024	Transaction Assessment	200.00
10/29/2024	eFile Payment	Receipt # 590-00180489 (200.00)

# COMPOSITE EXHIBIT 4

## Ivey Declaration



STATE OF NORTH CAROLINA  
COUNTY OF WAKE

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
24-CVS-\_\_\_\_\_910

KIMBERLY WALLIN,

Plaintiff

v.

REX HEALTHCARE, INC., d/b/a NC  
HEALTH,

Defendant

COMPLAINT

Plaintiff Kimberly Wallin, through counsel, complaining of Defendant Rex Healthcare, Inc., d/b/a NC Health, alleges and says as follows:

1. This action is brought pursuant to Title VII of the Civil Rights Act of 1964, as amended by the Civil Rights Act of 1991, 42 U.S.C §§ 2000e *et seq* (“Title VII”), and the common law of the State of North Carolina.

2. Plaintiff Kimberly Wallin (“Ms. Wallin” or “Plaintiff”) is a citizen and resident of Buncombe County, North Carolina.

3. On information and belief, Defendant Rex Healthcare, Inc. d/b/a NC Health (“Defendant”) is a North Carolina corporation with its principal office in Raleigh, North Carolina. Defendant is part of the University of North Carolina Health Care System and provides service functions to the UNC Health system, such as human resources, information technology, audit and compliance, supply chain, legal, and various financial functions.

4. At all relevant times, Defendant employed 15 or more employees and is an “employer” within the meaning of Title VII.

5. Defendant terminated Ms. Wallin’s employment in January 2022 as more fully described herein.

Wake Superior Court  
Case Summary

Case No. 24CV039915-910

Kimberly Wallin VS REX HEALTHCARE, §  
INC., d/b/a NC HEALTH §

Location: Wake Superior Court  
Filed on: 12/16/2024

Case Information

Case Type: General Civil Action  
Case Status: 12/16/2024 Pending

File Date 12/16/2024

Cause of Action

CV - Wrongful Discharge  
Description/Remedy  
Action

Assignment Information

Current Case Assignment

Case Number 24CV039915-910  
Court Wake Superior Court  
Date Assigned 12/16/2024

Party Information

Plaintiff Wallin, Kimberly

HUGHES, NATALIE RENEE  
Retained

Defendant REX HEALTHCARE, INC., d/b/a NC HEALTH

STAFFORD, THOMAS CULLEN  
Retained  
Khan, Marian  
Retained

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## Causes of Action

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12/16/2024 **Cause of Action** CV - Wrongful Discharge  
Action Type Action

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## Case Events


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01/16/2025   
Notice (General)  
*Notice to State Court of Filing Notice of Removal - Part 1*  
Filed By: Attorney STAFFORD, THOMAS CULLEN;  
Defendant REX HEALTHCARE, INC., d/b/a NC HEALTH  
Against: Attorney HUGHES, NATALIE RENEE;  
Plaintiff Wallin, Kimberly  
Created: 01/17/2025 8:50 AM


Index # 7

01/16/2025   
Notice (General)  
*Notice to State Court of Filing Notice of Removal - Part 2*  
Filed By: Attorney STAFFORD, THOMAS CULLEN;  
Defendant REX HEALTHCARE, INC., d/b/a NC HEALTH  
Against: Attorney HUGHES, NATALIE RENEE;  
Plaintiff Wallin, Kimberly  
Created: 01/17/2025 8:50 AM


Index # 8

01/15/2025   
Affidavit of Service  
*Affidavit of Service*  
Filed By: Plaintiff Wallin, Kimberly  
Against: Defendant REX HEALTHCARE, INC., d/b/a NC HEALTH  
Created: 01/16/2025 8:36 AM



Index # 6

01/15/2025   
Certificate of Service  
*COS - Affidavit of Service*  
Created: 01/15/2025 4:56 PM

Index # 5

12/16/2024   
Civil Summons  
Created: 12/16/2024 3:43 PM

Index # 4

12/16/2024	 Civil Summons Created: 12/16/2024 2:03 PM	Index # 3
12/16/2024	 Complaint <i>Complaint</i> Created: 12/16/2024 8:46 AM	Index # 2
12/16/2024	Complaint Created: 12/16/2024 8:44 AM	Index # 1

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### Service Events

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12/16/2024	<b>Civil Summons</b> Requested by: Wallin, Kimberly REX HEALTHCARE, INC., d/b/a NC HEALTH Issued Anticipated Method: Sheriff - Personal Created: 12/16/2024 2:03 PM
12/16/2024	<b>Civil Summons</b> Requested by: Wallin, Kimberly REX HEALTHCARE, INC., d/b/a NC HEALTH Issued Anticipated Method: Sheriff - Personal Created: 12/16/2024 3:43 PM

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### Financial Information

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<b>Plaintiff</b> Wallin, Kimberly		
	Total Financial Assessment	200.00
	Total Payments and Credits	200.00
	<b>Balance Due as of 05/15/2025</b>	<b>0.00</b>
12/16/2024	Transaction Assessment	200.00
12/16/2024	eFile Payment	Receipt # 910-00282294 (200.00)

# COMPOSITE EXHIBIT 5

## Ivey Declaration

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
23-CVS- \_\_\_\_\_

OLD SCHOOL PRODUCTIONS, LLC,

Plaintiff,

v.

PBS NORTH CAROLINA,

Defendant.

**VERIFIED COMPLAINT  
COMPELLING RECORD  
PRODUCTION, N.C.G.S. § 132-9(a)**

## I. INTRODUCTION

PBS North Carolina (“PBSNC” or “Defendant”) has, for more than six (6) decades “educated, entertained and evolved” as North Carolina’s statewide public media network, reaching some 14,000,000 plus viewers. PBSNC claims to “...harness the power of the UNC System” to, inter alia, “share trusted PBS news, programming and resources” and “engage with complex local and national issues”.

PBSNC’s Mission states:

**We provide transformational experiences and trusted content  
to educate, inform, entertain and inspire the people  
of North Carolina.**

PBSNC claims its values:

**Start with trust and move forward creatively and collaboratively  
with purpose, imagination and open minds.**

## Wake Superior Court

### Case Summary

Case No. 23CV006379-910

**Old School Productions, LLC VS PBS  
North Carolina**

§

Location: **Wake Superior  
Court**

§

Filed on: **03/20/2023**

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### Case Information

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Case Type: General Civil Action

Case Status: **12/15/2023 Disposed - Voluntary  
Dismissal**

File Date 03/20/2023

**Filed By** Old School Productions, LLC

**Filed Against** PBS North Carolina

**Cause of Action**

CV - Contract

**Description/Remedy**

Action

File Date 03/20/2023

**Filed By** Old School Productions, LLC

**Cause of Action**

CV - Other Filing

**Description/Remedy**

Action

public reports

File Date 06/07/2023

**Filed By** Old School Productions, LLC

**Filed Against** The University of North Carolina Center for Public Media d/b/a PBS North Carolina

**Cause of Action**

CV - Other Filing

**Description/Remedy**

Action

PUBLIC RECORDS

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### Assignment Information

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**Current Case Assignment**

Case Number 23CV006379-910

Court Wake Superior Court

Date Assigned 03/21/2023

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**Party Information**

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**Plaintiff Old School Productions, LLC**Shanahan Law Group, PLLC  
128 E. Hargett Street, Suite 300  
Raleigh, NC 27601**SHANAHAN,  
KIERAN J.  
Retained****Walker, Melissa K.  
Retained****Defendant PBS North Carolina**c/o Josh Stein, Atty Gen - NC Dept. of Justice  
1505 Mail Service Center  
Raleigh, NC 27699**The University of North Carolina Center for Public  
Media d/b/a PBS North Carolina**The University of North Carolina System  
223 West Davie St., Ste. 1800  
Raleigh, NC 27603

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**Causes of Action**

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03/20/2023 **Cause of Action** CV - Other Filing (public reports)

Filed By Old School Productions, LLC

Action Type Action

03/20/2023 **Cause of Action** CV - Contract

Filed By Old School Productions, LLC

Filed Against PBS North Carolina

Action Type Action

06/07/2023 **Cause of Action** CV - Other Filing (PUBLIC RECORDS)

Filed By Old School Productions, LLC

Filed Against

The University of North Carolina Center for Public Media d/b/a PBS North Carolina

Action Type Action

## Case Events

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12/15/2023



### Voluntary Dismissal

*Notice of Voluntary Dismissal with Prejudice*

Filed By: Plaintiff Old School Productions, LLC

Against:

Defendant PBS North Carolina;

Defendant The University of North Carolina Center for Public Media d/b/a PBS North Carolina

Created: 12/15/2023 3:38 PM

Index # 19

10/06/2023



### Notice (General)

*NOTICE OF RECENTLY DECIDED AUTHORITY FROM COURT OF THE UNIVERSITY OF NORTH CAROLINA CENTER FOR PUBLIC MEDIA ON THE ISSUES SUBJUDICE*

Filed By: Plaintiff Old School Productions, LLC

Against:

Defendant PBS North Carolina;

Defendant The University of North Carolina Center for Public Media d/b/a PBS North Carolina

Created: 10/06/2023 11:03 AM

Index # 18

09/26/2023



### Affidavit

*Affidavit of Kieran J. Shanahan*

Created: 09/26/2023 5:35 PM

Index # 17

09/26/2023



### Affidavit

*Affidavit of Marc E. Rotterman*

Created: 09/26/2023 2:33 PM

Index # 16

09/13/2023



### Notice Of Hearing on Motions

*Notice of Hearing*

Created: 09/13/2023 2:23 PM

Index # 15

09/08/2023



Motion to Dismiss

*for Lack of Subject Matter Jurisdiction with Exhibits*

Filed By:

Defendant The University of North Carolina Center for Public Media d/b/a PBS North Carolina

Against: Plaintiff Old School Productions, LLC

Created: 09/11/2023 9:21 AM

09/08/2023



Notice Of Hearing on Motions

*Non-party Crabtree Notice of Hearing on Mot to Quash and Protective Order*

Created: 09/08/2023 5:50 PM

Index # 11

09/08/2023



Notice Of Hearing on Motions

*Non-party Hans Notice of Hearing on Mot to Quash and Protective Order*

Created: 09/08/2023 5:50 PM

Index # 12

09/08/2023



Notice Of Hearing on Motions

*Notice of Hearing on Defendant's Motion to Dismiss*

Created: 09/08/2023 5:50 PM

Index # 13

09/08/2023



Notice Of Hearing on Motions

*Notice of Hearing on Defendant's Motion to Dismiss (Lack of Subj. Matter Jurisdiction)*

Created: 09/08/2023 5:50 PM

Index # 14

08/01/2023



Notice of Appearance

*Notice of Appearance*

Filed By: Plaintiff Old School Productions, LLC

Created: 08/01/2023 5:31 PM

Index # 10

07/27/2023




Motion


*Motion to Quash & for a Protective Order & Obj to Subpoena (Crabtree)*

Created: 07/28/2023 11:10 AM

Index # 8


07/27/2023   
 Motion  
*Motion to Quash & for a Protective Order & Obj to Subpoena (Hans)*  
 Created: 07/28/2023 11:10 AM

Index # 9


07/06/2023   
 Motion to Dismiss  
*Motion to Dismiss*  
 Filed By: Defendant PBS North Carolina  
 Against: Plaintiff Old School Productions, LLC  
 Created: 07/06/2023 11:50 AM


06/07/2023   
 Civil Summons  
*SUMMONS*  
 Created: 06/08/2023 3:32 PM

Index # 6

06/07/2023  
  
 Amended Pleading  
*First Amended Complaint Compelling Record Production*  
 Filed By: Plaintiff Old School Productions, LLC  
 Against:  
 Defendant The University of North Carolina Center for Public Media d/b/a PBS North Carolina  
 Created: 06/08/2023 3:32 PM


Index # 7

06/07/2023   
 MSC-Report of Mediator Filed  
*Report of Mediator in Superior Court Civil Action*  
 Created: 06/08/2023 2:18 PM



05/16/2023   
 Alias and Pluries Summons - Issued  
*A&P Summons*  
 Created: 05/16/2023 3:43 PM

Index # 5

03/20/2023 Jury Trial Demanded  
 Filed By: Plaintiff Old School Productions, LLC  
 Against: Defendant PBS North Carolina  
 Created: 03/29/2023 11:08 AM

03/20/2023   
 Complaint  
*Complaint*  
 Created: 03/21/2023 11:31 AM

Index # 2

03/20/2023	 Civil Summons Created: 03/21/2023 11:31 AM	Index # 3
03/20/2023	 Civil Summons Created: 03/21/2023 11:31 AM	Index # 4
03/20/2023	Complaint Created: 03/21/2023 11:29 AM	Index # 1

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## Dispositions

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12/15/2023	<b>Voluntary Dismissal</b> CV - Other Filing : PUBLIC RECORDS Created: 12/18/2023 8:07 AM
06/09/2023	<b>Moot</b> CV - Other Filing : public reports CV - Contract : Civil Judgment Other By: Old School Productions, LLC Against: PBS North Carolina ; The University of North Carolina Center for Public Media d/b/a PBS North Carolina County: Wake Superior Court Current Status: Active Current Status Date: 06/07/2023 Created: 06/09/2023 8:12 AM

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## Hearings

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## Service Events

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06/07/2023	<b>Civil Summons</b> Requested by: Old School Productions, LLC PBS North Carolina Issued Anticipated Method: Sheriff - Personal Created: 06/08/2023 3:32 PM
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## Financial Information

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**Plaintiff** Old School Productions, LLC

Total Financial Assessment 235.00

Total Payments and Credits 235.00

**Balance Due as of 05/15/2025 0.00**

03/21/2023	Transaction Assessment		200.00
03/21/2023	eFile Payment	Receipt # 910-00016215	(200.00)
05/16/2023	Transaction Assessment		15.00
05/16/2023	eFile Payment	Receipt # 910-00039954	(15.00)
09/13/2023	Transaction Assessment		20.00
09/13/2023	eFile Payment	Receipt # 910-00089379	(20.00)

# COMPOSITE EXHIBIT 6

## Ivey Declaration

Wake County Clerk of Superior Court  
STATE OF NORTH CAROLINA  
WAKE COUNTY

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION

ROY BALDWIN	)	
individually and on behalf of himself and all	)	
others similarly situated,	)	
	)	
Plaintiff,	)	CLASS ACTION COMPLAINT
	)	
v.	)	
	)	
PEPSI BOTTLING VENTURES LLC,	)	
	)	
Defendant.	)	

Plaintiff Roy Baldwin (“Plaintiff”) brings this Class Action Complaint against Pepsi Bottling Ventures LLC (“Defendant”), individually and on behalf of all others similarly situated (“Class Members”), and alleges, upon personal knowledge as to his own actions and his counsels’ investigations, and upon information and belief as to all other matters, as follows:

### I. INTRODUCTION

1. Plaintiff brings this class action against Defendant for its failure to properly secure and safeguard personal identifiable information (“PII”)<sup>1</sup> of more than 17,000 individuals, including Defendant’s current and former employees, including, but not limited to, first and last names (including individual and/ or parents’ legal surname prior to marriage); home address; email address; financial account information (including a limited number of passwords, PIN codes, or other access numbers); state and federal government issued identification numbers such as driver

<sup>1</sup> Personally identifiable information generally incorporates information that can be used to distinguish or trace an individual’s identity, either alone or when combined with other personal or identifying information. 2 C.F.R. § 200.79. At a minimum, it includes all information that on its face expressly identifies an individual.



## Wake Superior Court

### Case Summary

Case No. 23CV005042-910

**Roy Baldwin VS Pepsi Bottling Ventures  
LLC** §  
§

Location: **Wake Superior  
Court**  
Filed on: **03/07/2023**

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### Case Information

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Case Type: General Civil Action

Case Status: **01/24/2025 Disposed - Dismissal on Order of  
the Court**

File Date 03/07/2023

**Cause of Action**

CV - Contract

**Description/Remedy**  
Action

File Date 03/07/2023

**Cause of Action**

CV - Declaratory Judgment

**Description/Remedy**  
Action

File Date 03/07/2023

**Cause of Action**

CV - Negligence - Other

**Description/Remedy**  
Action

File Date 07/31/2023

**Filed By** BARTHLE, PATRICK A

**Cause of Action**

CV - Pro Hac Vice

**Description/Remedy**  
Action

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### Assignment Information

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**Current Case Assignment**

Case Number 23CV005042-910

Court Wake Superior Court

Date Assigned 03/08/2023

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**Party Information**

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<b>Plaintiff</b>	<b>Baldwin, Roy</b>	<b>HARRIS, SCOTT CRISSMAN</b> <i>Retained</i>
<b>Defendant</b>	<b>Pepsi Bottling Ventures LLC</b> c/o Rodney Tillinghast, Registered Agent 4141 Parklake Ave., Suite 600 Raleigh, NC 27612-2380	<b>GREGSON, GRACE ANTHONY</b> <i>Retained</i> <b>GREGSON, GRACE ANTHONY</b> <i>Retained</i> <b>ROTHROCK, MARK MONTGOMERY</b> <i>Retained</i> <b>ROTHROCK, MARK MONTGOMERY</b> <i>Retained</i> <b>MOORE, JACKSON WYATT</b> <i>Retained</i> <b>MOORE, JACKSON WYATT</b> <i>Retained</i>
<b>Applicant</b>	<b>BARTHLE, PATRICK A</b>	<b>HARRIS, SCOTT CRISSMAN</b> <i>Retained</i>

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**Causes of Action**

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03/07/2023	<b>Cause of Action</b> CV - Negligence - Other Action Type Action
03/07/2023	<b>Cause of Action</b> CV - Contract Action Type Action
03/07/2023	<b>Cause of Action</b> CV - Declaratory Judgment Action Type Action
07/31/2023	<b>Cause of Action</b> CV - Pro Hac Vice Filed By BARTHLE, PATRICK A Action Type Action

## Case Events

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01/27/2025



Index # 30

Certificate of Service

*COS - GRANTING ORDER*

Created: 01/27/2025 10:42 AM

01/24/2025



Order (Judicial Officer: COLLINS, GEORGE BRYAN, Jr.)

*ORDER GRANTING UNOPPOSED MOTION FOR FINAL APPROVAL OF CLASS SETTLEMENT AGREEMENT*

Filed By: Plaintiff Baldwin, Roy

Against: Defendant Pepsi Bottling Ventures LLC

Created: 01/27/2025 8:11 AM

Index # 29

01/07/2025



Briefs and Memorandum

*Memorandum in Support of Motion for Final Approval of Class Action Settlement*

Filed By: Plaintiff Baldwin, Roy

Created: 01/07/2025 5:07 PM

Index # 28

12/02/2024



Index # 25

Attorney Fees

*Motion For Attorneys' Fees, Expenses and Service Award*

Filed By: Attorney HARRIS, SCOTT CRISSMAN;  
Plaintiff Baldwin, Roy

Created: 12/02/2024 2:46 PM

12/02/2024



Briefs and Memorandum

*Memorandum of Law in Support of Motion for Attorneys' Fees, Expenses, and Service Award*

Filed By: Attorney HARRIS, SCOTT CRISSMAN;  
Plaintiff Baldwin, Roy

Created: 12/02/2024 2:46 PM

Index # 26

12/02/2024



Affidavit

*Declaration of David Lietz in Support of Motion for Attorneys' Fees, Expenses, and Service Award*

Filed By: Attorney HARRIS, SCOTT CRISSMAN;

Plaintiff Baldwin, Roy

Created: 12/02/2024 2:46 PM

Index # 27

10/04/2024



Index # 24

Notice Of Hearing on Motions

*Notice of Hearing Plaintiff's Motion for Final Approval*

Created: 10/07/2024 8:14 AM

09/26/2024



Motion

*Motion for Final Approval of Settlement, Request for Atty Fees and Expenses and Service Award*

Filed By: Attorney HARRIS, SCOTT CRISSMAN;

Plaintiff Baldwin, Roy

Created: 09/27/2024 8:24 AM

Index # 23

09/18/2024



Order (Judicial Officer: GREGORY, KEITH O)

*ORDER GRANTING UNOPPOSED MOTION FOR PRELIMINARY APPROVAL OF CLASS SETTLEMENT AGREEMENT*

Filed By: Plaintiff Baldwin, Roy

Against: Defendant Pepsi Bottling Ventures LLC

Created: 09/18/2024 11:16 AM

Index # 22

09/03/2024



Index # 18

Motion

*Motion for Preliminary Approval*

Filed By: Attorney HARRIS, SCOTT CRISSMAN;

Plaintiff Baldwin, Roy

Against: Attorney MOORE, JACKSON WYATT;

Defendant Pepsi Bottling Ventures LLC

Created: 09/04/2024 10:27 AM

09/03/2024



Index # 19

Briefs and Memorandum

*Memo in Support of Motion for Preliminary Approval*

Filed By: Attorney HARRIS, SCOTT CRISSMAN;  
Plaintiff Baldwin, Roy

Against: Attorney MOORE, JACKSON WYATT;  
Defendant Pepsi Bottling Ventures LLC

Created: 09/04/2024 10:27 AM

09/03/2024



Index # 20

Motion

*Settlement Agreement*

Filed By: Attorney HARRIS, SCOTT CRISSMAN;  
Plaintiff Baldwin, Roy

Against: Attorney MOORE, JACKSON WYATT;  
Defendant Pepsi Bottling Ventures LLC

Created: 09/04/2024 10:27 AM

09/03/2024



Index # 21

Motion

*Supporting Declaration*

Filed By: Attorney HARRIS, SCOTT CRISSMAN;  
Plaintiff Baldwin, Roy

Against: Attorney MOORE, JACKSON WYATT;  
Defendant Pepsi Bottling Ventures LLC

Created: 09/04/2024 10:27 AM

09/03/2024



Supplemental Documentation

*Exhibit A-Milberg Firm Resume*

Created: 09/04/2024 10:27 AM

03/27/2024



Case Management - Order

Created: 03/27/2024 2:51 PM

02/14/2024



Case Management - Notice

Created: 02/13/2024 2:32 PM

08/08/2023



Index # 16

Certificate of Service

*Certificate of Service*

Created: 08/08/2023 5:25 PM

08/08/2023



Index # 17

Other/Miscellaneous

*Exhibit A - Order*

Created: 08/08/2023 5:25 PM

08/03/2023



Order (Judicial Officer: RIDGEWAY, PAUL C)

*ORDER GRANTING MOTION FOR ADMISSION PRO HAC VICE PATRICK A BARTHLE*

Filed By: Applicant BARTHLE, PATRICK A;

Plaintiff Baldwin, Roy

Created: 08/03/2023 4:23 PM

Index # 15

07/31/2023



Pro Hac Vice

*Motion for Admission Pro Hac Vice Patrick A. Barthle*

Filed By: Plaintiff Baldwin, Roy

Created: 08/01/2023 9:21 AM

07/31/2023



Index # 12

Other/Miscellaneous

*Exhibit A - Statement of Client*

Created: 08/01/2023 9:21 AM

07/31/2023



Index # 13

Affidavit

*Exhibit B - Affidavit Scott C. Harris*

Created: 08/01/2023 9:21 AM

07/31/2023



Index # 14

Affidavit

*Exhibit C - Affidavit Patrick A. Barthle*

Created: 08/01/2023 9:21 AM

07/24/2023



Index # 8

Other/Miscellaneous

*Ex. A - Statement of Client*

Filed By: Attorney HARRIS, SCOTT CRISSMAN;

Plaintiff Baldwin, Roy

Created: 07/24/2023 4:36 PM

07/24/2023



Index # 9








Affidavit





*Ex. B - Affidavit Scott C. Harris*

Filed By: Attorney HARRIS, SCOTT CRISSMAN;

Plaintiff Baldwin, Roy

Created: 07/24/2023 4:36 PM

07/24/2023		Index # 10
Affidavit		
<i>Ex. C - Affidavit David K. Lietz</i>		
Filed By: Attorney HARRIS, SCOTT CRISSMAN;		
Plaintiff Baldwin, Roy		
Created: 07/24/2023 4:36 PM		
07/24/2023		Index # 11
Other/Miscellaneous		
<i>DC Certificate of Good Standing</i>		
Filed By: Attorney HARRIS, SCOTT CRISSMAN;		
Plaintiff Baldwin, Roy		
Created: 07/24/2023 4:36 PM		
07/24/2023		
Pro Hac Vice		
<i>Motion for Admission Pro Hac Vice David K. Leitz</i>		
Created: 07/24/2023 4:36 PM		
06/29/2023		
Motion to Dismiss		
<i>Defendant's Motion to Dismiss</i>		
Filed By: Defendant Pepsi Bottling Ventures LLC		
Created: 06/29/2023 5:03 PM		
05/15/2023		
Motion to Extend Time		
Filed By: Defendant Pepsi Bottling Ventures LLC		
Against: Plaintiff Baldwin, Roy		
Created: 05/16/2023 9:06 AM		
05/15/2023		Index # 7
Order		
<i>CONSENT MEOT TO ANSWER COMPLAINT</i>		
Filed By: Defendant Pepsi Bottling Ventures LLC		
Created: 05/16/2023 9:06 AM		
04/05/2023		
Motion		
<i>Motion for Extension of Time to Answer or Respond to the Complaint</i>		
Created: 04/05/2023 11:30 AM		
Index # 5		
04/05/2023		Index # 6
Order		
<i>EXT OF TIME TO RESPOND TO COMPLAINT/CONSENTED</i>		
Filed By: Defendant Pepsi Bottling Ventures LLC		
Created: 04/05/2023 11:30 AM		

03/20/2023	 Summons - Return of Service Filed By: Plaintiff Baldwin, Roy Against: Defendant Pepsi Bottling Ventures LLC Created: 03/20/2023 10:34 AM	
03/07/2023	Jury Trial Demanded Filed By: Plaintiff Baldwin, Roy Against: Defendant Pepsi Bottling Ventures LLC Created: 03/08/2023 9:47 AM	
03/07/2023	 Complaint <i>Class Action Complaint with Ex. A</i> Created: 03/08/2023 8:22 AM	Index # 2
03/07/2023	 Cover Sheet <i>General Civil Action Cover Sheet</i> Created: 03/08/2023 8:23 AM	Index # 3
03/07/2023	 Civil Summons <i>Civil Summons (Pepsi Bottling Ventures LLC)</i> Filed By: Plaintiff Baldwin, Roy Against: Defendant Pepsi Bottling Ventures LLC Created: 03/08/2023 8:23 AM	Index # 4
03/07/2023	Complaint Created: 03/08/2023 8:21 AM	Index # 1

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## Dispositions

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01/24/2025 **Involuntary Dismissal** (Judicial Officer: COLLINS, GEORGE BRYAN, Jr.)  
 CV - Negligence - Other :  
 CV - Contract :  
 CV - Declaratory Judgment :  
 CV - Pro Hac Vice :  
 Created: 01/27/2025 9:35 AM

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## Hearings

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- 01/21/2025 **Motion Hearing** (2:30 PM) (Judicial Officer: COLLINS, GEORGE BRYAN, Jr.)  
*ALL PARTIES AGREED TO NO LIVE TESTIMONY Webex Hearing Plaintiff's Motion for Final Approval of Class Action Settlement, Request for Attorneys' Fees and Expenses, and for Service Award (30 minutes)*  
Resource: Location 910-0558 Wake Co. Civil Superior WebEx Ctrm #1  
*Hearing Held*  
Created: 01/03/2025 2:36 PM
- 01/21/2025 **CANCELED Motion Hearing** (10:00 AM) (Judicial Officer: HOUSTON, MATTHEW T)  
*In Person Plaintiff's Motion for Final Approval of Class Action Settlement, Request for Attorneys' Fees and Expenses, and for Service Award (30 minutes)*  
Resource: Location 910-010C Wake Co. Courthouse, Courtroom 10C  
*Other*  
Created: 10/22/2024 9:28 AM
- 10/28/2024 **CANCELED Status Review** (10:00 AM) (Judicial Officer: SMITH, JOHN W)  
*\*Reported on 9/16/24 that Consent Order would be submitted by parties\* Status Review - Closing Documents needed\* (Failure of the parties and attorneys to appear will result in an Inactive Order being entered, closing this case)*  
Resource: Location 910-010C Wake Co. Courthouse, Courtroom 10C  
*Other*  
Created: 09/16/2024 12:15 PM
- 09/16/2024 **Jury Trial** (10:00 AM) (Judicial Officer: GREGORY, KEITH O)  
*Set by the Court Jury - 2 days*  
Resource: Location 910-010B Wake Co. Courthouse, Courtroom 10B  
**MINUTES - 09/16/2024**  
Hearing Held; 1) Consent Order to be submitted.  
*Parties Present: Attorney MOORE, JACKSON WYATT*  
*Attorney HARRIS, SCOTT CRISSMAN*  
*Hearing Held*  
Created: 03/27/2024 3:26 PM

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### Service Events

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- 03/15/2023 **Civil Summons**  
Pepsi Bottling Ventures LLC served

03/08/2023 **Civil Summons** Requested by: Baldwin, Roy  
Pepsi Bottling Ventures LLC  
Issued  
Return Date/Time: 03/15/2023  
Serving Method: Sheriff - Non-Personal  
Service Tracking Comment: JENNIFER BAKER  
Created: 03/20/2023 12:11 PM

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### Financial Information

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	<b>Plaintiff</b>	Baldwin, Roy	
	Total Financial Assessment		670.00
	Total Payments and Credits		670.00
	<b>Balance Due as of 05/15/2025</b>		<b>0.00</b>
03/08/2023	Transaction Assessment		200.00
03/08/2023	eFile Payment	Receipt # 910-00010435	(200.00)
07/24/2023	Transaction Assessment		225.00
07/24/2023	eFile Payment	Receipt # 910-00068309	(225.00)
08/01/2023	Transaction Assessment		225.00
08/01/2023	eFile Payment	Receipt # 910-00071112	(225.00)
10/07/2024	Transaction Assessment		20.00
10/07/2024	eFile Payment	Receipt # 910-00253380	(20.00)

# COMPOSITE EXHIBIT 7

## Ivey Declaration

Wake County Clerk of Superior Court  
STATE OF NORTH CAROLINA  
COUNTY OF WAKE

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
23CV010964-910

DEAN M. SPEAR AND LINCOLN B.  
SOKOLSKI,

Plaintiffs,

v.

DRAGONFLY ALLIANCE LLC,  
VANCE A. SYPHERS, ROBERT  
FINLEY, AND MARK W. SHUEY,

Defendants.

COMPLAINT

NOW COME Plaintiffs, Dean M. Spear and Lincoln B. Sokolski (collectively “Plaintiffs”), complaining of Defendants, and allege and say as follows:

**FACTS**

1. Plaintiff Dean Spear (“Mr. Spear”) is a citizen and resident of Naples, Florida.
2. Plaintiff Lincoln B. Sokolski (“Mr. Sokolski”) is a citizen and resident of Warren, Pennsylvania.
3. Upon information and belief, defendant Dragonfly Alliance LLC (“Dragonfly”) is a limited liability company organized in the State of Wyoming doing business in this State and with its principal office in Wake County, North Carolina.
4. Upon information and belief, Dragonfly is not authorized to do business in this State.
5. Upon information and belief, defendant Vance A. Syphers (“Mr. Syphers”) is a citizen and resident of Durham County, North Carolina.
6. Upon information and belief, defendant Robert Finley (“Mr. Finley”) is a citizen and resident of New Hanover County or Wake County, North Carolina.

**Wake Superior Court**

**Case Summary**

**Case No. 23CV010964-910**

**Dean M. Spear VS Dragonfly Alliance LLC §**

Location: **Wake Superior Court**

**§**

Filed on: **05/05/2023**

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**Case Information**

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Case Type: General Civil Action

Case Status: **02/06/2025 Disposed - Voluntary Dismissal**

File Date 05/05/2023

**Cause of Action**

CV - Contract

**Description/Remedy**  
Action

File Date 05/05/2023

**Cause of Action**

CV - Money Owed

**Description/Remedy**  
Action

File Date 05/05/2023

**Cause of Action**

CV - Other Filing

**Description/Remedy**  
Action  
Fraud

File Date 05/05/2023

**Cause of Action**

CV - Unfair Trade Practice

**Description/Remedy**  
Action  
Unfair and Deceptive Trade Practices

## Assignment Information

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### Current Case Assignment

Case Number 23CV010964-910

Court Wake Superior Court

Date Assigned 05/08/2023

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## Party Information

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### Plaintiff

**Sokolski, Lincoln B.**

c/o Mark A. Stafford  
380 Knollwood Street, Suite 530  
Winston-Salem, NC 27103

**Spear, Dean M.**

c/o Mark A. Stafford  
380 Knollwood Street, Suite 530  
Winston-Salem, NC 27103

### Defendant

**Dragonfly Alliance LLC**

c/o Its Reg Agent Legalinc Corporate  
Services Inc.  
5830 E 2nd Street, Suite 8  
Casper, WY 82609

**Finley, Robert**

609 Wild Dunes Circle  
Wilmington, NC 28403

**Shuey, Mark W.**

**FRIEL, CANDACE SCOTT**

***Retained***

**BARNES, CHELSEA KAY**

***Retained***

~~STAFFORD, MARK A. (Inactive)~~

***Retained***

**FITZGERALD, ANDREW LARRY**

***Retained***

**PUNGER, DOUGLAS STUART Jr.**

***Retained***

**FRIEL, CANDACE SCOTT**

***Retained***

**BARNES, CHELSEA KAY**

***Retained***

~~STAFFORD, MARK A. (Inactive)~~

***Retained***

**FITZGERALD, ANDREW LARRY**

***Retained***

**PUNGER, DOUGLAS STUART Jr.**

***Retained***

**BUCKMILLER, MATTHEW**

**WILLIAM**

***Retained***

**NUTT, KYLE JOSEPH**

***Retained***

**BUCKMILLER, MATTHEW**

**WILLIAM**

***Retained***

**Syphers, Vance A.**

9332 Palm Bay Circle  
Raleigh, NC 27617

**BUCKMILLER, MATTHEW  
WILLIAM**  
***Retained***

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### Causes of Action

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05/05/2023 **Cause of Action** CV - Contract  
Action Type Action

05/05/2023 **Cause of Action** CV - Other Filing (Fraud)  
Action Type Action


05/05/2023 **Cause of Action** CV - Unfair Trade Practice (Unfair and Deceptive Trade Practices)  
Action Type Action


05/05/2023 **Cause of Action** CV - Money Owed  
Action Type Action


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### Case Events

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02/06/2025  Index # 42  
Voluntary Dismissal  
Filed By: Plaintiff Sokolski, Lincoln B.;  
Plaintiff Spear, Dean M.  
Against: Defendant Dragonfly Alliance LLC;  
Defendant Finley, Robert ;  
Defendant Shuey, Mark W.;  
Defendant Syphers, Vance A.  
Created: 02/06/2025 11:19 AM

12/10/2024   
Status Review  
Created: 12/10/2024 1:53 PM


12/04/2024   
Motion/Order to Continue  
Filed By: Attorney BUCKMILLER, MATTHEW WILLIAM  
Created: 12/04/2024 11:13 AM


12/03/2024		Index # 40
MSC-Report of Mediator Filed Created: 12/03/2024 3:32 PM		
11/27/2024		Index # 39
Certificate of Service <i>Certificate of Service on Order on Amended Motion to Withdraw</i> Created: 11/27/2024 12:31 PM		
11/27/2024		Index # 38
Order (Judicial Officer: SHIRLEY, A Graham, II) <i>ORDER ON AMENDED MOTION TO WITHDRAW AS COUNSEL</i> Filed By: Plaintiff Sokolski, Lincoln B.; Plaintiff Spear, Dean M. Created: 11/27/2024 10:10 AM		
11/25/2024		Index # 37
Motion to Withdraw as Counsel <i>Amended Motion to Withdraw as Counsel</i> Filed By: Attorney STAFFORD, MARK A. Created: 11/25/2024 3:01 PM		
11/13/2024		Index # 36
Other/Miscellaneous <i>Notice of Filing Public Version of Sealed Documents</i> Filed By: Plaintiff Sokolski, Lincoln B.; Plaintiff Spear, Dean M. Created: 11/14/2024 11:53 AM		
11/13/2024		
Supplemental Documentation <i>Public Version of Sealed Documents (pt 1)</i> Created: 11/14/2024 11:53 AM		
11/13/2024		
Supplemental Documentation <i>Public Version of Sealed Docs cont'd</i> Created: 11/14/2024 11:53 AM		
11/08/2024		
Other/Miscellaneous <i>Supplemental Notice of Filing ISO Motion for Partial Summary Judgment</i> Created: 11/12/2024 9:03 AM		
Index # 34		





11/08/2024  Other/Miscellaneous  
*Withdrawal of Motion to Compel regarding the Subpoena issued to DFANC*  
Created: 11/12/2024 9:00 AM


Index # 33


11/08/2024  Motion Index # 32  
*Motion and Order for Continuance Civil Superior Cases*  
Filed By: Attorney STAFFORD, MARK A.;  
Plaintiff Sokolski, Lincoln B.;  
Plaintiff Spear, Dean M.  
Against: Defendant Dragonfly Alliance LLC;  
Defendant Shuey, Mark W.  
Created: 11/12/2024 8:54 AM








11/07/2024   
Motion for Summary Judgment  
*Motion for Summary Judgment of Dragonfly Alliance LLC, Vance A. Syphers and Mark A. Shuey*  
Filed By: Defendant Dragonfly Alliance LLC;  
Defendant Shuey, Mark W.;  
Defendant Syphers, Vance A.  
Created: 11/08/2024 10:08 AM







11/07/2024  Notice Of Hearing on Motions Index # 31  
Created: 11/08/2024 10:08 AM








11/07/2024  Calendar Request  
*Amended Calendar Request*  
Filed By: Attorney NUTT, KYLE JOSEPH;  
Defendant Finley, Robert  
Created: 11/08/2024 8:14 AM

11/06/2024  Notice Of Hearing on Motions Index # 30  
*Notice of Hearing - Mtn for SJ*  
Created: 11/06/2024 3:23 PM

11/06/2024  Calendar Request  
Filed By: Attorney NUTT, KYLE JOSEPH;  
Defendant Finley, Robert  
Created: 11/06/2024 3:23 PM

11/06/2024		
	Motion for Summary Judgment	
	Filed By: Attorney NUTT, KYLE JOSEPH;	
	Defendant Finley, Robert	
	Created: 11/06/2024 3:23 PM	
11/05/2024		Index # 29
	Motion to Withdraw as Counsel	
	<i>CONSENT</i>	
	Filed By: Attorney STAFFORD, MARK A.;	
	Plaintiff Sokolski, Lincoln B.;	
	Plaintiff Spear, Dean M.	
	Created: 11/05/2024 10:38 AM	
11/01/2024		Index # 25
	Notice Of Hearing on Motions	
	<i>Plaintiffs' Notice of Hearing re Motion to Compel</i>	
	Created: 11/04/2024 8:39 AM	
11/01/2024		
	Motion for Summary Judgment	
	Filed By: Plaintiff Sokolski, Lincoln B.;	
	Plaintiff Spear, Dean M.	
	Created: 11/04/2024 8:39 AM	
11/01/2024		
	Notice (General)	
	<i>OTICE OF FILING IN SUPPORT OF MOTION FOR PARTIAL SUMMARYJUDGMENT</i>	
	Filed By: Plaintiff Sokolski, Lincoln B.;	
	Plaintiff Spear, Dean M.	
	Created: 11/04/2024 8:39 AM	
	Index # 26	
11/01/2024		Index # 27
	Motion	
	<i>TO FILE UNDER SEAL</i>	
	Filed By: Plaintiff Sokolski, Lincoln B.;	
	Plaintiff Spear, Dean M.	
	Created: 11/04/2024 8:39 AM	
11/01/2024		Index # 28
	Notice Of Hearing on Motions	
	<i>Plaintiff's Notice of Hearing re MPSJ</i>	
	Created: 11/04/2024 8:39 AM	

10/08/2024		Index # 24
<p>MSC-Order Extending Completion Date For MSC          Created: 10/08/2024 9:35 AM</p>		
10/01/2024		Index # 20
<p>Motion  <i>Motion Contesting Attorney's Eyes Only Designation</i>          Filed By: Attorney STAFFORD, MARK A.;                    Plaintiff Sokolski, Lincoln B.;                    Plaintiff Spear, Dean M.          Against: Attorney BUCKMILLER, MATTHEW WILLIAM;                    Attorney NUTT, KYLE JOSEPH;                    Defendant Dragonfly Alliance LLC;                    Defendant Finley, Robert ;                    Defendant Shuey, Mark W.;                    Defendant Syphers, Vance A.          Created: 10/02/2024 8:24 AM</p>		
10/01/2024		
<p>Motion to Compel  <i>SUBPOENA TO HICKORY KNOB LLC</i>          Filed By: Attorney STAFFORD, MARK A.;                    Plaintiff Sokolski, Lincoln B.;                    Plaintiff Spear, Dean M.          Created: 10/02/2024 8:24 AM</p>		
10/01/2024		Index # 35
<p>Motion  <i>TO COMPEL SUBPOENA TO DFANC LLC</i>          Filed By: Attorney STAFFORD, MARK A.;                    Plaintiff Sokolski, Lincoln B.;                    Plaintiff Spear, Dean M.          Created: 10/02/2024 8:24 AM</p>		
10/01/2024		Index # 23
<p>Notice Of Hearing on Motions  <i>Notice of Hearing for 11-4-24 session</i>          Created: 10/02/2024 8:24 AM</p>		
08/05/2024		Index # 19
<p>Notice of Appearance  <i>Notice of Appearance</i>          Created: 08/05/2024 11:07 AM</p>		

07/01/2024		Index # 18
Notice (General)		
<i>Notice of Withdrawal of Counsel</i>		
Filed By: Plaintiff Sokolski, Lincoln B.;		
Plaintiff Spear, Dean M.		
Created: 07/02/2024 9:08 AM		
07/01/2024		Index # 17
Motion to Withdraw as Counsel		
Filed By: Plaintiff Sokolski, Lincoln B.;		
Plaintiff Spear, Dean M.		
Created: 07/02/2024 9:05 AM		
06/04/2024		Index # 16
Notice of Appearance		
<i>Notice of Appearance</i>		
Filed By: Attorney NUTT, KYLE JOSEPH		
Created: 06/04/2024 3:58 PM		
06/04/2024		Index # 15
Motion		
<i>Withdrawal of Motion to Compel</i>		
Created: 06/04/2024 10:47 AM		
05/30/2024		Index # 14
Affidavit of Service		
<i>of Subpoena on Hickory Knob, LLC</i>		
Filed By: Attorney STAFFORD, MARK A.;		
Plaintiff Sokolski, Lincoln B.;		
Plaintiff Spear, Dean M.		
Created: 05/30/2024 11:15 AM		
05/30/2024		Index # 13
Affidavit of Service		
<i>of Subpoena on DFANC, LLC</i>		
Filed By: Attorney STAFFORD, MARK A.;		
Plaintiff Sokolski, Lincoln B.;		
Plaintiff Spear, Dean M.		
Created: 05/30/2024 11:12 AM		
05/01/2024		Index # 12
Notice Of Hearing on Motions		
<i>Notice of Hearing re: Motion to Compel</i>		
Created: 05/01/2024 9:17 AM		

04/30/2024



Index # 11

Compel

*Motion to Compel*

Filed By: Attorney STAFFORD, MARK A.;  
Plaintiff Sokolski, Lincoln B.;  
Plaintiff Spear, Dean M.

Created: 05/01/2024 9:11 AM

04/22/2024



Case Management - Order

Created: 04/22/2024 10:43 AM

03/20/2024



Case Management - Notice

Created: 03/20/2024 11:22 AM

10/11/2023



Index # 10

Order (Judicial Officer: COLLINS, GEORGE BRYAN, Jr.)

*PROTECTIVE ORDER*

Filed By: Plaintiff Sokolski, Lincoln B.;  
Plaintiff Spear, Dean M.

Against: Defendant Dragonfly Alliance LLC;  
Defendant Finley, Robert ;  
Defendant Shuey, Mark W.;  
Defendant Syphers, Vance A.

Created: 10/11/2023 3:39 PM

10/05/2023



Index # 9

Motion

*Consent Motion for Protective Order*

Filed By: Attorney BUCKMILLER, MATTHEW WILLIAM

Created: 10/06/2023 8:37 AM

07/12/2023



Answer

*Answer of Defendants Dragonfly Alliance, LLC; Vance A. Syphers; Robert Finley, and Mark Shuey*

Created: 07/13/2023 8:39 AM

Index # 8

05/16/2023



Index # 7

Affidavit of Service

*ACCP*

Filed By: Defendant Dragonfly Alliance LLC;  
Defendant Shuey, Mark W.;  
Defendant Syphers, Vance A.

Created: 05/17/2023 9:29 AM

05/08/2023		Index # 6
Cover Sheet		
<i>General Civil Action Cover Sheet</i>		
Created: 05/08/2023 3:47 PM		
05/05/2023		Index # 4
Civil Summons		
<i>Summons for Vance A. Syphers and Mark W. Shuey</i>		
Filed By: Plaintiff Sokolski, Lincoln B.;		
Plaintiff Spear, Dean M.		
Against: Defendant Shuey, Mark W.;		
Defendant Syphers, Vance A.		
Created: 05/08/2023 9:11 AM		
05/05/2023		Index # 5
Civil Summons		
<i>Summons for Robert Finley</i>		
Filed By: Plaintiff Sokolski, Lincoln B.;		
Plaintiff Spear, Dean M.		
Against: Defendant Finley, Robert		
Created: 05/08/2023 9:11 AM		
05/05/2023		Index # 2
Complaint		
<i>Complaint</i>		
Created: 05/08/2023 9:11 AM		
05/05/2023		Index # 3
Civil Summons		
<i>Summons for Dragonfly Alliance LLC</i>		
Filed By: Plaintiff Sokolski, Lincoln B.;		
Plaintiff Spear, Dean M.		
Against: Defendant Dragonfly Alliance LLC		
Created: 05/08/2023 9:11 AM		

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## Dispositions

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02/06/2025 **Voluntary Dismissal**

CV - Contract :

CV - Other Filing : Fraud

CV - Unfair Trade Practice : Unfair and Deceptive Trade Practices

CV - Money Owed :

Created: 02/06/2025 1:19 PM

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## Hearings

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- 02/10/2025 **CANCELED Status Review** (10:00 AM) (Judicial Officer: SOMERS, CLAYTON D)  
*\*Reported Settled 12/10/24\* Status Review - Closing Documents needed. (Failure of the parties and attorneys to appear will result in an Inactive Order being issued, closing this case).*  
Resource: Location 910-010C Wake Co. Courthouse, Courtroom 10C  
*Voluntary Dismissal*  
Created: 12/10/2024 1:47 PM
- 12/16/2024 **CANCELED Jury Trial** (10:00 AM) (Judicial Officer: SHIRLEY, A Graham, II)  
*Jury - 4 days*  
Resource: Location 910-010B Wake Co. Courthouse, Courtroom 10B  
*Other*  
Created: 04/22/2024 11:29 AM
- 12/10/2024 **Motion Hearing** (9:30 AM) (Judicial Officer: SOMERS, CLAYTON D)  
*In Person Defendant Robert Finley's Motion for Summary Judgment, Defendant Dragonfly Alliance LLC, Vance Syphers, and Mark A. Shuey's Motion for Summary Judgment, and Plaintiff's Motion for Partial Summary Judgment (50 minutes) \*Trial set for 12/16/24\**  
Resource: Location 910-010A Wake Co. Courthouse, Courtroom 10A  
*Resolved*  
Created: 11/13/2024 2:20 PM
- 12/03/2024 **CANCELED Motion Hearing** (9:30 AM) (Judicial Officer: GREGORY, KEITH O)  
*In Person Plaintiff's Motion for Partial Summary Judgment and Motion to Compel Subpoena (50 minutes)*  
Resource: Location 910-010A Wake Co. Courthouse, Courtroom 10A  
*Other*  
Created: 11/05/2024 10:16 AM
- 06/05/2024 **Motion Hearing** (2:30 PM) (Judicial Officer: TESSENER, HOYT G)  
*Webex Hearing Plaintiff's Motion to Compel (45 minutes) \*Trial currently set for 12/16/24\**  
Resource: Location 910-0558 Wake Co. Civil Superior WebEx Ctrm #1  
**MINUTES - 06/05/2024**  
Hearing Held; Plaintiff's Motion to Compel - Plaintiff's Attorney, Mark Stafford, filed a Withdrawal of the Motion to Compel on 06/05/2024.  
*Parties Present: Attorney STAFFORD, MARK A.*  
*Attorney BUCKMILLER, MATTHEW WILLIAM*  
*Hearing Held*  
Created: 05/03/2024 10:22 AM

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## Service Events

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05/17/2023

**Civil Summons** Requested by: Dragonfly Alliance LLC ; Syphers, Vance A. ; Shuey, Mark W.

Dragonfly Alliance LLC

Issued

Anticipated Method: Acceptance of Service

Serving Method: Acceptance of Service

Syphers, Vance A.

Issued

Anticipated Method: Acceptance of Service

Serving Method: Acceptance of Service

Shuey, Mark W.

Issued

Anticipated Method: Acceptance of Service

Serving Method: Acceptance of Service

Created: 05/17/2023 3:05 PM

05/12/2023

**Civil Summons**

Dragonfly Alliance LLC served

05/12/2023

**Civil Summons**

Syphers, Vance A. served

05/12/2023

**Civil Summons**

Shuey, Mark W. served

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## Financial Information

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**Defendant** Dragonfly Alliance LLC

Total Financial Assessment 20.00

Total Payments and Credits 20.00

**Balance Due as of 05/15/2025 0.00**

11/08/2024 Transaction Assessment 20.00

11/08/2024 eFile Payment Receipt # 910-00267491 (20.00)

**Defendant** Finley, Robert

Total Financial Assessment 20.00

Total Payments and Credits 20.00

**Balance Due as of 05/15/2025 0.00**



11/06/2024	Transaction Assessment		20.00
11/06/2024	eFile Payment	Receipt # 910-00266672	(20.00)
	<b>Plaintiff</b> Spear, Dean M.		
	Total Financial Assessment		280.00
	Total Payments and Credits		280.00
	<b>Balance Due as of 05/15/2025</b>		<b>0.00</b>
05/08/2023	Transaction Assessment		200.00
05/08/2023	eFile Payment	Receipt # 910-00035939	(200.00)
05/01/2024	Transaction Assessment		20.00
05/01/2024	eFile Payment	Receipt # 910-00187346	(20.00)
10/02/2024	Transaction Assessment		20.00
10/02/2024	eFile Payment	Receipt # 910-00251797	(20.00)
11/04/2024	Transaction Assessment		40.00
11/04/2024	eFile Payment	Receipt # 910-00265195	(40.00)